



JOSEPH S. PAXTON
County Administrator



ROCKINGHAM COUNTY

BOARD OF SUPERVISORS

PABLO CUEVAS

Election District No. 1

FREDERICK E. EBERLY

Election District No. 2

DEE E. FLOYD

Election District No. 3

WILLIAM B. KYGER, JR.

Election District No. 4

MICHAEL A. BREEDEN

Election District No. 5

BOARD OF SUPERVISORS MEETING

May 22, 2013

3:00 p.m. Field Trip to Friendship Industries (Meet at Friendship Industries)

6:00 p.m. CALL TO ORDER – CHAIRMAN FREDERICK E. EBERLY

INVOCATION – COUNTY ADMINISTRATOR JOSEPH S. PAXTON

PLEDGE OF ALLEGIANCE – COMMUNITY DEVELOPMENT DIRECTOR WILLIAM L. VAUGHN

APPROVAL OF MINUTES – REGULAR MEETING OF MAY 8, 2013

1. Public Hearing – VDOT Secondary Road Six-Year Improvement Program
2. Report – Virginia Department of Transportation – Residency Administrator Donald F. Komara
3. Report – Emergency Notification System for Harrisonburg Rockingham County – Chief Jeremy C. Holloway, Fire & Rescue
4. Staff Reports:
 - a. County Administrator – Joseph S. Paxton
 - b. County Attorney – Thomas H. Miller, Jr.
 - c. Deputy County Administrator – Stephen G. King
 - d. Director of Finance – James L. Allmendinger
 - e. Director of Public Works – Barry E. Hertzler
 - f. Director of Community Development – William L. Vaughn
5. Consideration – Refunding Resolutions, Sunnyside Presbyterian Home – Joseph S. Paxton
6. Committee Reports: Airport, Automobile, Buildings and Grounds, Central Shenandoah Planning District Commission, Chamber of Commerce, Community Criminal Justice Board, Finance, Harrisonburg-Rockingham Metropolitan Planning Organization, Harrisonburg-Rockingham Regional Sewer Authority, Information Technology Advisory Committee, Massanutten Regional Library, Public Works, Shenandoah Valley Partnership, Social Services, VACo Liaison, Chairman, Other

7:00 p.m. 7. Public Hearings:

a. Additions to Agricultural and Forestal Districts (AFD)

AFP-082, Amendment to Chapter 17, Zoning Ordinance, Article XI, Division 5, Section 17-243 and 17-244 Spring Creek AFD to revise the total acreage and add the 63.84-acre parcel, 121-(A)- L84, owned by John E. Wenger, Jr. and Carolyn S. Wenger, to the Spring Creek AFD. Located at the southwest corner of Thomas Spring Rd (748) and Wright Ln (870) and extending south to the North River, this parcel lies in Election District 4 and is designated as Agricultural Reserve in the Comprehensive Plan.

AFP-089, Amendment to Chapter 17, Zoning Ordinance, Article XI, Division 4, Section 17-239 and 17-240 Dry River AFD to revise the total acreage and add parcels 106-(A)- L63B, 106-(A)- L62F, 106-(A)- L62A, 106-(A)- L62D, and 106-(A)- L63A, a total of 3.24 acres, owned by Riverdale Old Order Mennonite Church, to the Dry River AFD. Located west of West Dry River Rd (738) and 0.4 mile south of Honey Run Rd (743), these parcels lie in Election District 2 and are designated as Agricultural Reserve in the Comprehensive Plan.

b. Ordinance Amendment to exempt Our Community Place from local taxation

8. Unfinished Business

****ADJOURN****

May 8, 2013

The Regular Meeting of the Rockingham County Board of Supervisors was held on Wednesday, May 8, 2013, at 3:00 p.m. at the Rockingham County Administration Center, Harrisonburg, Virginia. The following members were present:

PABLO CUEVAS, Election District #1
FREDERICK E. EBERLY, Election District #2
DEE E. FLOYD, Election District #3
WILLIAM B. KYGER, JR., Election District #4
MICHAEL A. BREEDEN, Election District #5

Also present:

JOSEPH S. PAXTON, County Administrator
THOMAS H. MILLER, JR., County Attorney
STEPHEN G. KING, Deputy County Administrator
JAMES L. ALLMENDINGER, Director of Finance
BARRY E. HERTZLER, Director of Public Works
KATHARINE S. McQUAIN, Director of Recreation
TERRI M. PERRY, Director of Technology
STEPHEN R. RIDDLEBARGER, Director of Human Resources
WILLIAM L. VAUGHN, Director of Community Development
TAMELA S. GRAY, Deputy Clerk
JEREMY S. MASON, Assistant Residency Administrator
Virginia Department of Transportation

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CALL TO ORDER
INVOCATION
PLEDGE OF ALLEGIANCE.

Chairman Eberly called the meeting to order at 3:00 p.m.

Administrator Paxton gave the Invocation and Community Development Director Vaughn led the Pledge of Allegiance.

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APPROVAL OF MINUTES.

On motion by Supervisor Cuevas, seconded by Supervisor Kyger and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE; EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board approved the minutes of the regular meeting of April 24, 2013.

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PROCLAMATION – NATIONAL BIKE MONTH.

Administrator Paxton read a proclamation in support of National Bike Month.

On motion by Supervisor Kyger, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE; EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board approved the following proclamation:

PROCLAMATION

WHEREAS, the month of May has been designated "National Bike Month" to promote public awareness of bicycle safety and education among cyclists and motorists; and

WHEREAS, Rockingham County supports and encourages the use of bicycles as non-motorized transportation for travel, exercise and recreation through its commitment to enhance roadways and road access; and

WHEREAS, the Board of Supervisors, in 2011, established and appointed a committed and diverse group of citizens to the Rockingham County Bicycling Advisory Committee, to advise the Board on the promotion, planning and implementation of bicycle and other non-motorized transportation; and

WHEREAS, Rockingham County is committed to increasing bicycling and non-motorized transportation infrastructure as demonstrated by its participation with the Safe Routes to School grant for Mountain View Elementary School and through the acceptance of donated funds from the DR100 organization, a cycling and pedestrian safety advocacy group; and

WHEREAS, Rockingham County, the DR100 organization and the Shenandoah Valley Bicycle Coalition will provide funding for a study to identify existing routes used by cyclists and pedestrians in the non-Metropolitan Planning Organization area and to determine potential routes to be considered as additional "bike/pedestrian" trails or travel ways as roads are improved; and

WHEREAS, the International Mountain Bicycling Association (IMBA) has drawn national attention to our area by designating Harrisonburg as a Bronze-level Ride Center, and Harrisonburg and Rockingham County received national recognition as a “bicycle friendly” community; and

WHEREAS, cyclists come from all over the world to ride the beautiful, scenic roads and to participate in numerous bicycling-related races; and

WHEREAS, the League of American Bicyclists celebrates the month of May as “National Bike Month”, and we join them in celebrating the vibrant and active community of cyclists in Rockingham County.

NOW, THEREFORE, BE IT PROCLAIMED, by the Rockingham County Board of Supervisors, acting through its Chairman and on behalf of the citizens of this County that May is “National Bike Month” in Rockingham County, and that the Board encourages County cyclists and motorists to **SHARE THE ROAD** and maintain safe transportation corridors in our community and the Shenandoah Valley.

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AWARD OF SERVICE WEAPON.

On motion by Supervisor Cuevas, seconded by Supervisor Kyger and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE; EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board declared the service weapon of Captain Tim Walton, a Glock Model 27, 40-caliber service weapon, Serial Number FNT888, as surplus.

Sheriff Hutcheson presented retiring Captain Walton with his service weapon, some gifts and a plaque in appreciation for his years of service to the citizens of the County and City. Captain Walton will retire June 1, 2013 after 31 years of service with the Sheriff's Office.

Administrator Paxton noted that Captain Walton was instrumental in opening the Rockingham Regional Jail Facility.

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PROCLAMATION – TEACHER APPRECIATION WEEK.

Administrator Paxton read a proclamation in support of Teacher Appreciation Week.

On motion by Supervisor Cuevas, seconded by Supervisor Breedon and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE;

EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board approved the following proclamation:

PROCLAMATION

WHEREAS, there are more than 990 teachers in Rockingham County who play an integral role in molding the future of students for this community through their mentoring, guidance and instruction; and

WHEREAS, teachers through their daily contact with children of diverse backgrounds provide a critical link for the child's future success; and

WHEREAS, the future economic and societal success of our community and the world is dependent upon providing a quality education to all students; and

WHEREAS, Rockingham County is fortunate to have dedicated teachers who devote their time, energy and talents to improving the educational system; and

WHEREAS, teachers spend countless hours preparing lessons, evaluating progress, counseling and coaching students; and

WHEREAS, our County recognizes and supports its teachers in educating the 11,400 children who attend the fifteen elementary schools, four middle schools, four high schools, a governor's school, a technical center, and an alternative education center.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Rockingham County Board of Supervisors, on behalf of the citizens of the County, does hereby proclaim May 6-10, 2013, to be

TEACHER APPRECIATION WEEK

in Rockingham County, and urges all citizens of Rockingham County to personally express sincere gratitude to Rockingham County teachers for their dedication and devotion in providing a quality education for the children in our community.

Supervisor Cuevas presented the proclamation to Supervisor Kyger as a representative of the Schools and asked Supervisor Kyger to forward it to the School Board office.

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VIRGINIA INSTITUTE OF GOVERNMENT AWARD.

Administrator Paxton announced the County received an award from the Virginia Institute of Government for participating in the Institute's e-mail broadcast information service. The Institute receives requests for information from localities and other localities respond regarding how they do things and provide their best practices. The County has been recognized as one of the top 10 Virginia localities responding to these information requests on a weekly basis and has been participating since 1997. Chairman Eberly presented a plaque to Stephen King and Matt Wade for providing responses on behalf of the County.

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TRANSPORTATION DEPARTMENT.

The Board heard Mr. Mason's report on the activities of the Transportation Department including updates to the Springbrook Road (Route 1421) and Airport Road (Route 727) bridges, and the Pineville Road (Route 672) project.

VDOT plans to begin paving next week but the County is at the end of the asphalt schedule. Port Republic Road (Route 253) will be widened just east of Keezletown Road (Route 276) to provide more room for bicycles. VDOT will start mowing adjacent to primary roads next week.

After all the rain this week, which caused flooding and closed roads, VDOT will need to provide additional maintenance to many roads, Mr. Mason said.

Mr. Mason reported a pre-construction meeting will be held for Safe Routes to Schools projects next week. A meeting regarding the County's portion of the Southeast Connector went well. VDOT expects to start on their section of the Southeast Connector in June or July.

Mr. Mason advised a public hearing for the Secondary Road Six-Year Plan will be held at the May 22, 2013 Board meeting. The Plan includes additional unpaved road money that has not been included the last few years. This funding was approved by the General Assembly and has been allocated to pave gravel roads with traffic counts over 200 vehicles a day. Vettors Road (Route 790) and Sapling Ridge Road (Route 634) meet this vehicle use requirement and are included in the Plan for improvements.

Administrator Paxton noted the Board will also consider its recommendation for the Primary Road Six-Year Plan at the May 22, 2013 meeting. Staff will provide the Board with a copy of the last approved plan so the Board can consider modifications prior to the meeting. A hearing for this plan is scheduled in Roanoke on June 4, 2013.

In response to questions from Supervisor Cuevas, Mr. Mason indicated traffic counts are conducted generally every three years. Most County roads were counted in 2009 or 2010 and will be recounted this year or in 2014. The counts do not change drastically over the years, Mr. Mason said. Solsburg Road (Route 979) near Elkton was added to the Plan because many vehicles use it to travel to East Rockingham High School. Longbow Road (Route 684) in Keezletown and Slab Road (Route 734) near Bank Mennonite Church were also added.

Supervisor Kyger requested a yield sign be erected on Oakwood Drive (Route 704) for traffic leaving Bridgewater as drivers are not sure who should yield. By law, the traffic leaving Bridgewater should yield. Mr. Mason believes there should be a yield sign on each side of the intersection and if a sign is missing he will have it replaced.

Supervisor Kyger advised there are a couple sharp turns on Ladybug Road (Route 749) near Briery Branch. When school buses and farm vehicles meet on the curves it is impossible for them to pass each other. He suggested spot widening be performed on this road. He also noted residents on that road have requested paving due to businesses on the road.

In response to a question from Supervisor Cuevas, Mr. Mason said VDOT is hoping to work on the bridge near Bowman Apple as a state forces project. These projects progress quicker since an advertisement is not required and property owners usually work with VDOT on the rights-of-way.

Supervisor Cuevas noted the markings at many traffic lights are not back far enough from the light to accommodate tractor trailers in making turns. As an example, if a vehicle traveling east is in the left turn lane on Springbrook Road (Route 1421) in Broadway, a feed truck traveling north on Route 42 cannot navigate the turn onto Spring Brook Road (Route 1421) to enter the Virginia Poultry Growers Coop property without going over the curb.

Supervisor Breeden noted trucks leaving MillerCoors stop in the turn-off lane on South Eastside Highway (Route 340) at the intersection of Island Ford Road (Route 649) to complete their log books or check their tandems and block the road so traffic from South Eastside Highway cannot turn onto Island Ford Road, and make it difficult for traffic traveling east on Island Ford Road to see vehicles heading south on Eastside Highway. He noted trucks also pull off at the new turnoff into the wastewater treatment plant at MillerCoors and block the view of oncoming traffic. Supervisor Breeden does not know if the Sheriff's Office needs to address this issue or if VDOT needs to install signage.

Supervisor Breeden realizes VDOT is limited as to what they can do for a particular resident on Hensley Hollow Road (Route 622) but asked Mr. Mason to visit the site to determine if improvements can be made.

In response to a reminder from Chairman Eberly regarding dust control on Horeb Church Road (Route 732), Mr. Mason said calcium chloride application is scheduled later in the month.

Mr. Mason requested the Board's consideration for the addition of Wiltshire Street (Route 1343) in the Meadowbrook Subdivision into the secondary road system.

On behalf of Chairman Eberly, on motion by Supervisor Cuevas, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE; EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board approved the following resolution:

MEADOWBROOK-Phase 3 (Route 1343) – STREET ADDITION

The Board of Supervisors of Rockingham County, at its regular meeting on the 8th day of May, 2013, adopted the following:

RESOLUTION

WHEREAS, the street described on the attached Additions Form AM-4.3, fully incorporated herein by reference, is shown on plats recorded in the Clerk's Office of the Circuit Court of Rockingham County; and

WHEREAS, the Area Land Use Engineer for the Virginia Department of Transportation has advised this Board the streets meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation; and

WHEREAS, the County and the developer have entered into an agreement for comprehensive storm water retention as per the Code of Ordinances, Sec. 6C-34, adopted May 28, 2008 which applies to this request for addition; and

BE IT FURTHER RESOLVED, the County agrees that VDOT has no maintenance, upkeep and/or repair responsibility or liability for such stormwater detention facilities except in case of physical damage resulting from road construction projects administered by VDOT. This agreement does not relieve the parties thereto of their rights and obligations pursuant to Stormwater Management Regulations VR215-02-00 et seq. and related state regulations as amended or modified from time to time. Further, the County agrees not to hold VDOT liable for damages resulting

from the County's failure to enforce County ordinances and regulations relating to stormwater flow; and

BE IT FURTHER RESOLVED, the County will not seek indemnification or contribution from VDOT to correct damages arising from improper maintenance or construction of stormwater detention facilities.

NOW, THEREFORE, BE IT RESOLVED, this Board requests the Virginia Department of Transportation to add the street(s) described on the attached Additions Form AM-4.3 to the secondary system of state highways, pursuant to §33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements; and

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, with necessary easements for cuts, fills and drainage as recorded in Plat Book 3217, Page 575, recorded on the 15th of November, 2007; and

BE IT FURTHER RESOLVED, that the Virginia Department of Transportation will only maintain those facilities located within the dedicated right-of-way. All other facilities outside of the right-of-way will be the responsibility of others; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Area Land Use Engineer for the Virginia Department of Transportation.

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SHENANDOAH NATIONAL PARK.

James Northrup, the new Shenandoah National Park Superintendent, reported nearly 40,000 acres of the Shenandoah National Park is in Rockingham County and the Park views the County as an important neighbor. Mr. Northrup has 33 years' experience with the national parks and started his career in Shenandoah National Park in 1979. He has worked in 10 different parks around the country and was delighted to return to Shenandoah, he said. Mr. Northrup is committed to maintaining and developing strong working relationships with the counties and gateway communities bordering the Park. Parks are important for environmental, recreational, economic and social reasons and add significantly to the public's quality of life while bringing economic benefits to surrounding communities, he said. The Park generates nearly \$74 million in annual income in the local communities and supports 1,000 jobs.

Mr. Northrup stated the Park was impacted by sequestration with an immediate 5% cut in their budget, which forced them to reduce services and open campgrounds and visitor centers later than normal. The Park was unable to offer spring programs but they are busy preparing for the summer. The Park initiated a new concessions

contract which requires the Delaware North Corporation upgrade rooms and dining facilities.

Mr. Northrup advised public meetings are being held to discuss chronic wasting disease, which has been detected 25 miles from Front Royal, and could impact the white tail deer population in the Park. He also noted there have been long-standing visitor service issues that he plans to address as soon as possible.

Mr. Northrup agreed with Supervisor Breeden that the Blue Ridge Committee, which Supervisor Breeden and Rhonda Cooper serve on along with Karen Beck-Herzog, the Park's Public Affairs Officer, has been an invaluable group by working on strengthening communications between the Park and its neighbors.

On behalf of the County, Administrator Paxton expressed appreciation for Karen Beck-Herzog's attendance at an event at Massanutten with national tourism and food writers who may encourage travelers to visit the area.

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LAKE SHENANDOAH WATERSHED STUDY.

Tim Davey, Sam Saunders and Gregor Patsch were in attendance from Timmons Group. Mr. Patsch reviewed a Congers Creek Drainage Improvements Analysis with a proposed scope of services, potential solutions, and project fees.

The presentation highlighted existing drainage issues which could potentially benefit 20 homes in the Congers Creek area. Possible solutions to the drainage problems include installing larger culverts at road crossings, widening and lowering constricted channels in key areas, and rerouting the water flow to travel upstream rather than downstream.

In response to a question from Supervisor Kyger, Mr. Patsch replied that expanding ditches and enlarging pipes would allow more water to flow into Lake Shenandoah. He also indicated downstream erosion would need to be examined. The first strategy is to increase the capacity but he did not recommend installing concrete-lined channels as grassy areas help water infiltrate back into the ground. There will potentially be increased velocity in some areas, he said.

Administrator Paxton noted the time needed to complete this work would depend on the acquisition of easements. Mr. Saunders indicated construction could be completed in a couple months if everything falls into place. Every crossing has a house next to it which is low to the creek so even though upsizing pipes will improve the water flow, the houses remain in a low-lying area. The objective is to decrease water going into the creek crossings, Mr. Saunders said.

Administrator Paxton stated the County is concerned that the improvements will be made but not alleviate flooding, and then the County will have concerns about water quality issues downstream. He said Public Works Committee discussions centered on the long-term approach of mitigation steps with pond alternatives.

Supervisor Kyger indicated people who live where problems occur, have frequent flooding issues and are anxious to resolve the issues. He said citizens with flood issues should be assisted as soon as possible while looking at the whole plan.

In response to a statement from Chairman Eberly, Mr. King noted flooding cannot be eliminated but the frequency of flooding can be reduced.

Supervisor Floyd reported he has not received complaints about flooding. There was a problem with water from the golf course and that was fixed.

Supervisor Cuevas stated the issue in that area is due to developers building homes prior to the County adopting regulations. The Public Works Committee reviewed the proposal from the Timmons Group for phase 2 of the Lake Shenandoah watershed area stormwater study and recommended the Board authorize up to \$25,000 for the study. Funding is to be taken from the General Fund Reserve.

The study will include a review of the County's existing stormwater program and recommendations for future standards. Supervisor Cuevas said he hopes the study will assist Community Development in guiding developers to eliminate negative impacts.

Supervisor Cuevas made a motion, seconded by Supervisor Breeden, to authorize the County to spend up to \$25,000 for the Timmons Group to conduct phase 2 of the stormwater study for the Lake Shenandoah watershed area.

Supervisor Kyger indicated the County needs to look at other drainage areas as it will be required in the future. The recommendations need to include ways to assist the County in developing means to pay for the drainage work because it will be extensive and expensive.

Administrator Paxton stated there will be ongoing maintenance costs for the areas that become regional County-owned stormwater facilities. Localities may have to request the General Assembly assist with ways to raise revenues to cover the costs.

Carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE; EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board authorized the County to spend up to \$25,000 for the Timmons Group to conduct phase 2 of the stormwater study for the Lake Shenandoah watershed area.

\$ 25,000 GL Code: 001-08106-000-3109-000 Other Professional Services
\$ 25,000 GL Code: 001-05201-0100 General Fund Reserve

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CONSIDERATION – PROPOSED ORDINANCE.

Administrator Paxton reviewed a proposed ordinance amending Chapter 7, Technology Zones, to add a Mt. Crawford Technology Zone. The ordinance creates the area where a Technology Zone could be established.

On motion by Supervisor Kyger, seconded by Supervisor Floyd and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE; EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board adopted the following ordinance:

**ORDINANCE AMENDING CHAPTER 7,
TECHNOLOGY ZONES,
TO ADD
SECTION 7-73 (d) MT. CRAWFORD TECHNOLOGY ZONE
TO THE CODE OF ORDINANCES
OF
ROCKINGHAM COUNTY, VIRGINIA**

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF ROCKINGHAM COUNTY, VIRGINIA:

That Chapter 7, Article XV, is hereby amended to add Chapter 7, Article XV, Section 7-73 (d), "Mt. Crawford Technology Zone", as follows:

(d) Mt. Crawford Technology Zone. The Mt. Crawford Technology Zone shall be located in an area of the county bounded generally on the east by South Valley Pike (US Route 11), on the south by Dinkel Avenue, on the north by Oakwood Drive and on the west, beginning at Dinkel Avenue and proceeding north, the western boundary lines of tax parcels 137-(A)-L7 and 137-(A)-L7A to the southwest corner of the woodlot on parcel 137-(A)-L7A, then proceeding easterly with the southern border of the woodlot to the boundary line shared by parcel 137-(A)-L7A and parcel 123-(A)-L70A; then proceeding northerly with the western boundary of 123-(A)-L70A to its northwestern most corner with parcel 123-(A)-L70; then continuing across parcel 123-(A)-L70 to the corner of the northward opening dogleg of the north boundary line of parcel 123-(A)-L70, which corner is nearly due north of point of departure across parcel 123-(A)-L70; then continuing northeasterly with the short leg of that northward opening dogleg to Oakwood Drive. The zone includes the following tax parcels (as depicted on the County's official tax maps on April 19, 2013):

123-(A)-L70 (portion thereof)	123-(A)-L70A
137C-(1)-L4B	137C-(1)-L3
137C-(1)-L2	137C-(1)-L4A
137C-(1)-L1	137C-(3)-L1B
137C-(3)-L1A	137C-(2)-L6
137C-(2)-L8	137C-(2)-L7
137C-(2)-L5	137C-(2)-L4
137C-(2)-L3	137C-(2)-L2
137C-(2)-L1	137-(A)-L8F
137-(A)-L8F1	137-(A)-L9
137-(A)-L7	137-(A)-L7A (portion of).

(Note: A copy of the Mt Crawford Technology Zone map is attached to and made a part of these minutes.)

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COUNTY ADMINISTRATOR'S STAFF REPORT.

The Board received and reviewed Administrator Paxton's staff report dated May 2, 2013.

Administrator Paxton reviewed the criteria recommended for the Technology Zone which will be similar to the South Fork Technology Zone. The percentage of taxes paid will only be calculated on the new investment.

Supervisor Kyger made a motion, seconded by Supervisor Floyd to forward the draft guidelines for the Mt. Crawford Technology Zone to the Economic Development Authority to seek approval to establish the new zone.

Supervisor Kyger stated it is important to note that the grant is based upon machine and tools taxes. If the General Assembly eliminates machine and tools taxes, the grant would be eliminated.

Carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE; EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board approved forwarding the draft guidelines for the Mt. Crawford Technology Zone to the Economic Development Authority to seek approval to establish the new zone.

Administrator Paxton further explained that after the Economic Development Authority approves the draft guidelines, the matter will be forwarded back to the Board for final approval.

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DEPUTY COUNTY ADMINISTRATOR'S STAFF REPORT.

The Board received and reviewed Mr. King's staff report dated May 2, 2013.

Mr. King reported that in March the County received an unsolicited proposal from Nielsen Builders and J & L Partnership, LLC (the Proposer) under the County's Public-Private Education Facilities and Infrastructure Act (PPEA) and Public Private Transportation Act (PPTA) Policy (the Policy) to expand, renovate, and deed to the County and City, the previously-occupied Social Security building to provide an approximately 15,000 square foot facility for use by the Department of Social Services. In accordance with the Policy and as directed by the Board, staff published notice of receipt of the proposal and requested submission of competing unsolicited proposals. No additional proposals were received by the May 1, 2013 deadline.

Mr. King stated the next step is the detailed phase and reviewed the following staff recommendations:

- The Policy allows the County to require that fees be submitted in order to cover the costs associated with the review of submissions. A fee of \$5,000 was included with the conceptual phase submission and the Policy allows the Board to require an additional fee of \$10,000 at the detail phase. Given that it is expected that the fees submitted to date will be sufficient to cover review expenses, if any, it is recommended that the Board waive the requirement for an additional fee.
- It is recommended that the Board proceed with this procurement through competitive negotiation because doing so is likely to be advantageous to the County and the public based upon the probable scope, complexity, priority of the project, and risk sharing, including cost and completion guarantees associated with the design-build proposals that have been submitted.
- It is recommended that the Board elect to proceed to the detail phase with the Proposer.
- Board approval should be conditioned upon approval by the City of Harrisonburg, partner with the County in funding and oversight of the Social Services District.

On motion by Supervisor Cuevas, seconded by Supervisor Kyger and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE; EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board waived the requirement for an additional \$10,000 fee at the detail phase and authorized moving to the detail phase procurement through competitive negotiation with Nielsen Builders and J & L Partnership, LLC for this project under the County's Public-Private Education

Facilities and Infrastructure Act (PPEA) and Public Private Transportation Act (PPTA) Policy, subject to concurrence by the Harrisonburg City Council.

Mr. King reported staff did not have an opportunity to talk with the Public Works Committee regarding the submission of the project design of the proposed locally-administered portion of Reservoir Street to VDOT for review and approval. The street is proposed to go from two lanes to four lanes along the current alignment, with a five-foot paved shoulder marked to serve as a bike lane, and roadside ditches for stormwater management. The developer will install curb and gutter and sidewalks when development occurs along the roadway. There will be some impact on property but it will be minimal, he said.

Supervisor Cuevas stated since it will take a while for VDOT to review this project, the Board should go ahead and approve it.

On motion by Supervisor Cuevas, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE; EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board authorized County staff to submit the project design of the locally-administered Reservoir Street project to VDOT for their review and approval.

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HUMAN RESOURCES DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mr. Riddlebarger's report dated May 8, 2013.

Mr. Riddlebarger indicated this is the beginning of a detailed process to look at a hybrid retirement plan for employees hired after January 1, 2014 and a short- and long-term disability program that will impact those employees and could also impact current employees. Staff is working with other localities to develop a Request for Proposal (RFP) for insurance companies to provide a privately-funded alternative to the VRS Virginia Local Disability Program. Staff has been in discussion with BB&T Insurance Services to gain insight into companies that may be willing to provide that type of program. The County needs to decide by September if they want to go along with the VRS state-mandated proposal or opt out and in order to make the decision they need to compare what an alternative plan might cost.

Mr. Riddlebarger hopes to have more information for the Board to review by the end of May or early in June. He stated this change is mandated by the General Assembly.

Administrator Paxton noted that he and Mr. Riddlebarger, along with other County staff, attended a meeting on the new retirement system and hybrid plan and gained a better understanding of how these will function. The financial impact to the County is not as uncertain because the County's liability and rates will be capped. Staff needs to look at a lot of issues including how employees hired after January 1 are going to create opportunities and difficulties in managing the workforce moving forward.

Administrator Paxton and City Manager Hodgen want to work together on establishing leave plans that are similar between the two jurisdictions and they hope to mold the Schools into the plan.

Supervisor Cuevas asked the Board to keep in mind that the Finance Committee is looking at the Virginia Retirement System and health insurance, but also wants to review the entire benefits package, including leave and vacation policies, in an attempt to have consistent, standardized benefits for all employees.

Administrator Paxton stated there are many implications and the County needs a long-term policy packet.

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PUBLIC WORKS DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mr. Hertzler's staff report dated May 8, 2013.

Mr. Hertzler advised that the second Household Hazardous Waste Collection Day this year will be held in conjunction with the City on June 15, 2013.

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PUBLIC WORKS COMMITTEE.

Supervisor Cuevas indicated the Public Works Committee reviewed the proposal from Peed & Bortz for an upgrade to the water treatment plant to add a 2-million gallon per day membrane treatment skid at the plant as a supplement to the current operations and to prepare the County to transition to a membrane system over the next 10-year period. Based on discussions with the consultant and staff, the Committee recommends the Board authorize the County Administrator to engage Peed & Bortz to design the proposed plant expansion at a fee not to exceed \$80,000 and that staff be authorized, upon completion of the design, to bid the 2-million gallon per day skid with supporting building and computer infrastructure at an estimated cost of \$1.6M. Funds for this project are included in the FY 2013-14 budget.

On motion by Supervisor Cuevas, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE; EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board authorized the County Administrator to engage Peed & Bortz to design the proposed expansion of the plant for a fee not to exceed \$80,000 and authorized staff, upon completion of the design, to bid the 2-million gallon per day skid with supporting building and computer infrastructure at an estimated cost of \$1.6M.

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COMMUNITY DEVELOPMENT DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mr. Vaughn's staff report dated May 8, 2013.

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TECHNOLOGY DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mrs. Perry's staff report dated May 2013.

Mrs. Perry reported that Technology staff moved 500 electronic mailboxes in a short amount of time to the new Microsoft Exchange server. She asked Board members to let her know of any issues.

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FIRE AND RESCUE CHIEF'S STAFF REPORT.

The Board received and reviewed Chief Holloway's staff report dated May 1, 2013.

Mrs. McQuain advised that Chief Holloway was unable to attend the meeting because he is in Elkton working with the Town on water issues.

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RECREATION DIRECTOR'S STAFF REPORT.

The Board received and reviewed Mrs. McQuain's staff report dated May 2013.

Mrs. McQuain provided a PowerPoint presentation highlighting recreational programs from December 2012 through April 2013.

Supervisor Kyger noted activity has increased in the Recreation Department and said he appreciates staff's efforts.

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COMMITTEE REPORTS.

AIRPORT

Administrator Paxton advised that Frontier will resume flights from Shenandoah Valley Regional Airport in the fall, including flights to Orlando.

CHAMBER OF COMMERCE

Supervisor Cuevas noted the Chamber hosted a candidate (Terry McAuliffe) for Virginia Governor on May 7, 2013.

MASSANUTTEN REGIONAL LIBRARY

Chairman Eberly advised a short executive meeting was held regarding organization.

VIRGINIA ASSOCIATION OF COUNTIES (VACo) LIAISON

Supervisors Kyger and Cuevas attended the spring meeting in Williamsburg and participated in discussions which provided them with a better understanding of how operations work.

Supervisor Kyger advised that the summer VACo meeting will be held at Innsbrook, near Richmond, on August 16 and 17, 2013.

The County needs to decide whether to host a Region 9 meeting. Augusta County offered to facilitate one, and this needs to be held soon.

CHAIRMAN

Chairman Eberly indicated the Board needed to have a closed meeting before dinner.

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CLOSED MEETING.

On motion by Supervisor Kyger, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE;

EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board recessed the meeting from 4:48 p.m. to 5:12 p.m., for a closed meeting pursuant to Section 2.2-3711.A - (7) Consultation with legal counsel and staff members regarding specific legal matters requiring the provision of legal advice by such counsel..

MOTION: SUPERVISOR CUEVAS
SECOND: SUPERVISOR KYGER

RESOLUTION NO: 13-7
MEETING DATE: MAY 8, 2013

CERTIFICATION OF CLOSED MEETING

WHEREAS, the Rockingham County Board of Supervisors has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by this Board of Supervisors that such Closed Meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Rockingham County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the Closed Meeting to which this certification resolution applies; and (ii) only such public business matters as were identified in the motion convening the Closed Meeting were heard, discussed or considered by the Board of Supervisors.

VOTE:

AYES: BRBEDEN, CUEVAS, EBERLY, FLOYD, KYGER

NAYS: NONE

ABSENT: NONE

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RECESS FOR DINNER.

The meeting was recessed from 5:12 p.m. to 6:00 p.m. for dinner.

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RECONVENE.

At 6:00 p.m., Chairman Eberly reconvened the regular meeting.

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SPECIAL CIRCUIT COURT SESSION IN MEMORY OF HENRY CLARK.

Administrator Paxton noted that a Special Session of the Circuit Court will be held on May 10, 2013 at 4:00 p.m. in remembrance of Henry C. Clark, Esquire.

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ADDITIONAL COMMITTEE REPORTS.

FINANCE

Administrator Paxton advised the Treasurer requested a supplemental appropriation in the amount of \$4,200 to hire a part-time employee to fill in for a permanent employee on medical leave for eight weeks.

On motion by Supervisor Cuevas, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE; EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board approved the following supplemental appropriation:

Supplemental Appropriation:	\$4,200	
\$4,200	GL Code: 001-01213-000-1300-000	Part-time Salaries
\$4,200	GL Code: 001-05201-0100	General Fund Reserve

PUBLIC WORKS

Administrator Paxton advised that the County received the following final bids for landscaping (lawn care and mowing) at SRI and Innovation Village:

Ground Effects	\$50,110
Kevin Fletcher Lawn Care	\$49,700
Four Seasons Lawn Care	\$49,450

Public Works budgeted \$53,000 for this landscaping work. Staff recommended awarding the low bid of \$49,450 submitted by Four Seasons Lawn Care.

On motion by Supervisor Kyger, seconded by Supervisor Breeden and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE; EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board awarded the bid to Four Seasons Lawn Care for the landscaping at SRI and Innovation Village for \$49,450.

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PUBLIC HEARING – SPECIAL-USE PERMITS.

At 6:04 p.m., Chairman Eberly opened the public hearing and Ms. Stultz reviewed the following special-use permits:

SUP13-028 Trudy L. Cole, 5679 Snapps Creek Road, Singers Glen, 22850 for a commercial horse stable on property located on the northwest side of Snapps Creek Road (Route 752) approximately 1/2 mile SW of Well Hollow Road (Route 777), Election District #2, zoned A-2. Tax Map #77-(A)-93

Ms. Stultz indicated this request is the result of a zoning violation as Ms. Cole was providing riding lessons, which were not allowed under the special-use permit approved for her property February 24, 2010.

The applicant stated she owns a small stable and has never had over five horses. She was providing riding lessons but stopped after Zoning Compliance Officer Kelly Getz informed her riding lessons were not permitted. She has no intention to hold events but is asking for the events in her special-use permit rather than having to come back later if she wants to offer more services.

In response to a question from Supervisor Cuevas, Ms. Stultz explained commercial-type events allowed under this request would be horse shows where riders compete, riding lessons, and training. She confirmed that large horse shows would not be allowed.

In response to a question from Chairman Eberly, Ms. Cole indicated she did not anticipate much traffic if she held a horse show as the riders in the show would only be people boarding their horses at her stable or five or six children and their parents. Her intention is never to be a show barn but she loves sharing horses with young children. The business is very low key, low end, and low stress, she said.

Monica Martin who was in attendance with her husband, Warren, indicated they live next to Ms. Cole. She further stated they have nothing against horses and used to host horse shows when their children were in 4-H but the requested special-use permit is open for options in the future which could draw large crowds with noise and lighting. Mrs. Martin indicated she works some shift work and does not want to hear loud speakers during the day when she is trying to sleep. She and her husband share a single-lane driveway with Ms. Cole and noted that if two horse trailers were to pass each other, they would have to drive on her lawn. Also, a motorist may not be able to see another vehicle coming due to the hill on the lane, she said. Mrs. Martin reiterated she is opposed to any commercial business because of noise and anything else associated with it.

Ms. Cole read a statement indicating that Mr. and Mrs. Martin built their home adjacent to the driveway of the farm she later purchased from Charles Ahrend. Mr. Ahrend allowed the Martins to dovetail into the driveway which Mr. Ahrend and his daughter used to access their homes, and a maintenance agreement for the 20-foot driveway was signed by the three parties. When Ms. Cole and her husband, Robert Driver, purchased the farm from Mr. Ahrend, they agreed to the maintenance agreement. She said the driveway, which is the only access to her property, is on the 20-foot easement over the Martin property.

Ms. Cole informed the Board the driveway is partially obstructed by a tree on one side and the Martins' new fence on the other, which makes it difficult for her and the owners of the other house farther back the lane to utilize the driveway.

Ms. Cole stated she has no intention of installing outside lighting or a speaker system.

Chairman Eberly stated the Public Hearing is to address the special-use permit and requested that Ms. Stultz read the following list of the items the Board should find in granting a special-use permit:

- *That the use is compatible with surrounding uses,*
- *Is not detrimental to the character of adjacent land,*
- *Is consistent with the intent of this chapter, [Chapter 17, Zoning] and*
- *Is in the public interest.*

Although the time for people to speak in favor of the request had passed, Robin Schock, who owns the house at the end of the lane past Ms. Cole's property, indicated she was in favor of the request as Ms. Cole is a good neighbor and has made improvements on the farm. Ms. Schock indicated more vehicles use the lane to travel to her house than Ms. Cole's property.

SUP13-030 Dominion Virginia Power, 701 E. Cary Street, Richmond, 23219 for an electric substation expansion on property located on the south side of Craney Island Road (Route 794) approximately 2,300 feet east of North Valley Pike (Route 11), Election District #1, Tax Map #54-(A)-55, #54-(A)-56A, portion of #54-(A)-56 (all zoned A-2) and a portion of #54-(A)-57 (zoned A-1). Property address - 350 Craney Island Road

Stefan Brooks from Dominion Virginia Power explained that the request was for the Endless Caverns substation, one of three substations being erected in the County. The south end of this transmission line is the Harrisonburg substation which

was approved in 2012, he said. Dominion Virginia Power agreed to the three conditions placed on the special-use permit.

Supervisor Kyger pointed out that there appeared to be debris in the woods on the property. Ms. Stultz noted there is an automobile graveyard on the adjacent property and some vehicles may have been parked on the property Dominion Virginia Power intends to purchase.

Mr. Brooks indicated Dominion had not discussed the abandoned vehicles but could clean up the property if the Board so desired.

Ms. Stultz noted that the current landowner may be willing to move those vehicles since they are in the negotiation stage with the purchase.

No one spoke in opposition to the request.

SUP13-035 Kelli Hanon, PO Box 128, Dayton for a professional medical office on property located on the southeast side of John Wayland Highway (Route 42) approximately 500' northwest of Garbers Church Road (Route 910), Election District #2, zoned M-1. Tax Map #107-(A)-208. Property address: 2681 John Wayland Highway

The applicant stated she desired to put in a one-physician pediatric office and had no intention of adding another physician in the near future. She will treat children from birth to college age.

Roy Simmons, the owner of Rockingham Redi-Mix that owns this property noted that the house has been used for offices for many years.

No one spoke in opposition to the request.

SUP13-044 Ervin Paul Horst, 7141 Horeb Church Road, Dayton 22821 to amend existing special use permit from agricultural repair shop by special use permit accessory to farming operation to agricultural repair shop under Section 17-23 to comply with current Rockingham County zoning ordinance amendment on property located on the south side of Horeb Church Road (Route 732) approximately 9/10 mile west of Hinton Road (Route 752), Election District #4, zoned A-1. Tax Map #91-(A)-53

No one spoke in favor or opposition to the request.

SUP13-045 Harry W. Jarrett, Jr., 2924 Brookfield Road, Lancaster, PA 17601 for an events venue (weddings, etc.) on property located on the north side of John Wayland Highway (Route 42) approximately 1,500' west of Garbers Church Road (Route 910), Election District #2, zoned A-2. Tax Map #107-(A)-203A. Property Address: 1672 Sunny Slope Lane

Ms. Stultz noted the applicant originally stated he would build new restrooms prior to starting the second year of operation but has since changed the special-use permit to convert an existing garage to restroom facilities.

Ms. Stultz confirmed for Administrator Paxton that the Belmont subdivision is located behind this property.

In response to a question from Chairman Eberly, Ms. Stultz confirmed the applicant plans to use a poultry house pad for the floor of the event center. The lane accessing this property goes across the hill to the back of the property near Belmont. There is one property located between the applicant's property and the Belmont subdivision. The pad to be used for the event center is closer to Grace Chapel Road (Route 853), Ms. Stultz said.

The applicant explained that his daughter was married at this site two years ago and as the family stood there looking out at the view, they discussed providing an opportunity for other people to hold events at the beautiful location with a rich valley history.

Mr. Jarrett explained that the event center will be closer to the right side of the property. The entrance will be off Grace Chapel Road (Route 853) near John Wayland Highway (Route 42) and the lane passes through two Wampler family farms.

In response to a question from Supervisor Cuevas, Ms. Stultz indicated buildings in question were turkey houses and Mr. Jarrett said one was the original hatchery for Wampler Foods, but they are old and out of date so they will not be used as poultry houses again.

Elizabeth Wampler Jarrett stated she grew up on the farm and her parents still lived there. Her parents and both her sisters, who own adjoining property, are in favor of this request as it is a wonderful use of the farm.

Daniel Myers, an adjacent landowner, indicated he was neither opposed nor in favor of the request. He owns an agricultural (dairy) farm and has maintained a

relationship with the Wampler family for years. Mr. Myers' farm has been in his family 136 years. He indicated dairy farms are beautiful to look at but sometimes smell and he fertilizes with a liquid manure system. He said weddings and other events are scheduled far in advance but farming operations operate as weather dictates.

Donna Moser lives in Belmont and questioned if funds to support the event center would come from taxpayers. She also asked who would be responsible for running the center and if specific guidelines would be placed on it. She reiterated that she has a concern if taxpayers have to help pay for this facility.

Ms. Moser stated there are places in Harrisonburg such as the County Club and Ramada Inn that hold events and she questioned if another event center was needed.

Administrator Paxton explained this request is from a private entity and County taxpayers would not be responsible for any part of the operation.

Supervisor Cuevas asked Ms. Stultz for clarification regarding whether the special-use permit would transfer with the land if ownership changes. Ms. Stultz responded that the special-use permit and conditions apply to the property and would convey with the property. However, if the use under the special-use permit was discontinued for more than two years, the special-use permit would be rescinded and no longer in effect to convey with the property. If conditions placed on the special-use permit are not followed, the Board can revoke the permit.

Kim Sandum suggested the event center ordinance to come before the Board later in the evening be discussed and approved before the specific event center permit applications. The County needs to thoroughly think through event centers before looking at specific applications, she said. There are no restrictions on the current application regarding the number of people allowed, parking information or building height. Ms. Sandum thought the restriction for a building on a poultry house pad (agricultural building) would be a limit of 35 feet or three stories tall, which she did not believe would not be appropriate next to Belmont Subdivision.

Timothy Jost said he would like to speak on the issue of event centers as special uses and did not understand considering this request before establishing the event center ordinance.

Ms. Stultz explained that in the past event centers have been a like use to entertainment inside or outside a building under the special-use permits in the A-2 district. Staff wanted to be more specific about event centers and that is why the County wants to establish an event center ordinance.

Chairman Eberly closed the public hearing at 7:10 p.m. and reconvened the regular meeting.

Mr. Miller confirmed for the Board that issues concerning rights-of-way or easements are not typically involved in land use decisions made by the Board regarding an appropriate place for a commercial stable other than ensuring adequate ingress and egress access. Generally speaking, a 20 foot right-of-way would provide adequate ingress and egress, and a deeded right-of-way cannot be blocked or obstructed, Mr. Miller said. Issues with respect to attempts to obstruct the easement are matters for a Circuit Court, not the Board of Supervisors.

Chairman Eberly indicated he has considered this request and in his opinion horse boarding is compatible with the surrounding area. If the Board places a condition on the request limiting the event to a very small use as described by the operator, that would be appropriate for the surrounds, Chairman Eberly said. Since there are issues to be worked out, he asked that one of the Board members table the request on his behalf.

On behalf of Chairman Eberly, on motion by Supervisor Cuevas, seconded by Supervisor Kyger, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CUEVAS – AYE; EBERLY – AYE; FLOYD – AYE; KYGER – AYE; the Board, tabled SUP13-028, Trudy L. Cole, 5679 Snapps Creek Road, Singers Glen, 22850 for a commercial horse stable on property located on the northwest side of Snapps Creek Road (Route 752) approximately 1/2 mile SW of Well Hollow Road (Route 777), Election District #2, zoned A-2. Tax Map #77-(A)-93 for further consideration.

Supervisor Cuevas stated the key word is “commercial”. Additional uses should be worded differently to remove the “sting” from it.

On motion by Supervisor Cuevas, seconded by Supervisor Kyger, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CUEVAS – AYE; EBERLY – AYE; FLOYD – AYE; KYGER – AYE; the Board, subject to the following conditions, approved SUP13-030, Dominion Virginia Power, 701 E. Cary Street, Richmond, 23219 for an electric substation expansion on property located on the south side of Craney Island Road (Route 794) approximately 2,300 feet east of North Valley Pike (Route 11), Election District #1, Tax Map #54-(A)-55, #54-(A)-56A, portion of #54-(A)-56 (all zoned A-2) and a portion of #54-(A)-57 (zoned A-1). Property address - 350 Craney Island Road:

Conditions:

1. Use shall be located in substantial accordance to plot plan submitted with the application.
2. The control house and relays building shall comply with the Uniform Statewide Building Code, and the proper permits shall be obtained.
3. As required by the Health Department, the expansion shall not impact any existing sewage disposal systems or wells.

On behalf of Chairman Eberly, on motion by Supervisor Kyger, seconded by Supervisor Floyd, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CUEVAS – AYE; EBERLY – AYE; FLOYD – AYE; KYGER – AYE; the Board, subject to the following conditions, approved SUP13-035, Kelli Hanon, PO Box 128, Dayton for a professional medical office on property located on the southeast side of John Wayland Highway (Route 42) approximately 500' northwest of Garbers Church Road (Route 910), Election District #2, zoned M-1. Tax Map #107-(A)-208. Property address: 2681 John Wayland Highway:

Conditions:

1. Use shall be located in substantial accordance to plot plan submitted with the application.
2. Building shall comply with the Uniform Statewide Building Code, and the proper permits shall be obtained for the change of use.
3. At this time, no site plan is required. However, the County reserves the right to require site plan approval at a later date should conditions warrant.
4. Any on-premise advertising sign associated with this business shall comply with the Rockingham County Code.
5. There shall be no off-premise signs permitted unless all County and State regulations are met.
6. Parking shall comply with the Rockingham County Code.
7. The business shall not begin operation until a certificate of occupancy is issued by the County, if required by the Building Official.

On motion by Supervisor Kyger, seconded by Supervisor Floyd, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CUEVAS – AYE;

EBERLY – AYE; FLOYD – AYE; KYGER – AYE; the Board, subject to the following conditions, approved SUP13-044, Ervin Paul Horst, 7141 Horeb Church Road, Dayton 22821 to amend existing special use permit from agricultural repair shop by special use permit accessory to farming operation to agricultural repair shop under Section 17-23 to comply with current Rockingham County zoning ordinance amendment on property located on the south side of Horeb Church Road (Route 732) approximately 9/10 mile west of Hinton Road (Route 752), Election District #4, zoned A-1. Tax Map #91-(A)-53:

Conditions:

1. This approval shall be for the exact same building that was approved with the 2001 special use permit.
2. Any on-premise advertising sign associated with this business shall comply with the Rockingham County Code.
3. There shall be no off-premise signs permitted unless all County and State regulations are met.
4. Parking shall comply with the Rockingham County Code.

Chairman Eberly stated the Board of Supervisors needs to work on and approve the event center ordinance prior to approving specific requests.

On behalf of Chairman Eberly, on motion by Supervisor Cuevas, seconded by Supervisor Kyger, and carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CUEVAS – AYE; EBERLY – AYE; FLOYD – AYE; KYGER – AYE; the Board tabled SUP13-045, Harry W. Jarrett, Jr., 2924 Brookfield Road, Lancaster, PA 17601 for an events venue (weddings, etc.) on property located on the north side of John Wayland Highway (Route 42) approximately 1,500' west of Garbers Church Road (Route 910), Election District #2, zoned A-2. Tax Map #107-(A)-203A. Property Address: 1672 Sunny Slope Lane:

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RECESS.

The meeting was recessed from 7:17 p.m. to 7:27 p.m. to permit those in attendance for the first part of the special-use permit hearing to leave.

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RECONVENE PUBLIC HEARING – SPECIAL-USE PERMIT.

At 7:27 p.m., Chairman Eberly reconvened the public hearing.

Ms. Stultz stated she received a note from Mr. and Mrs. Hopkins indicating they would like to remove everything from their special-use permit request except the event center and horse stable. She noted the Hopkins are primarily planning to board horses but asked for a commercial horse stable to include boarding, riding and training so they would not need to come back to the Board to request additional uses later.

Ms. Stultz reviewed the following special-use permit:

SUP13-043 Walter M. Hopkins, PO Box 335, McGaheysville, 22840 for a commercial horse stable (boarding, riding and training), entertainment inside a building (rock climbing in silo), entertainment outside a building (rock climbing), event center and auction house on property located on the east side of Jacob Burner Road (Route 991) approximately 1/2 mile west of Island Ford Road (Route 649), Election District #5, zoned A-2. Tax Map #142-(A)-116D. Property address: 1071 Jacob Burner Road

Ms. Stultz noted that if the application is approved, the handicapped parking should be located near the event center.

Ms. Stultz reported that she received a large number of phone calls, letters and emails regarding this request and numerous concerns pertained to traffic backing up at the bridge on Jacob Burner Drive (Route 991).

Ms. Stultz said staff would like the applicant to address the following items:

- Could a person attending an event drift to another part of the property?
- How would the uses impact people living in the houses on this property?
- No numbers have been provided as to the maximum horses to be boarded.
- The applicant talked about a horse stable but the site plan shows two horse stables. The Board will need to decide whether to approve both or only one stable with the other for future expansion.
- The event center capacity is 299 people. How can the County enforce that? Engineers have indicated that is often the capacity used because a capacity of 300 would require the building have a sprinkler system.

Applicant Lisa Hopkins, explained that she and her husband, Walter, purchased the family farm from Walter's father last year and desire to maintain the farm for themselves and future generations in their family. They are exploring alternative uses for existing farm buildings rather than tear them down and to make the farm profitable, she said. They do not plan to erect additional buildings on the

farm. Since they both grew up on farms and like horses, they thought a stable for college students and other citizens to board horses and a special events center to host weddings, corporate and family events would be utilized. These two items are more in keeping with the neighborhood than other uses they originally requested for their property so they withdrew the other uses. Their farm is located near the center of McGaheysville and was a dairy farm for over 50 years. Island Ford Road (Route 649) goes through the property and Jacob Burner Drive (Route 991) is a smaller road bordering one side of the property.

Mrs. Hopkins indicated the property is in the urban transition area according to the Comprehensive Plan. They plan to maintain the property so it looks like a farm. They want to have venues that bring in people and business without interruption to the community. She noted they will not add high, overhead lights and will utilize low-lying lights. Mrs. Hopkins noted there is a horse farm in Waynesboro which hosts weddings.

Mrs. Hopkins informed the Board they will only use the large barn, not the second one.

Neighbors have expressed concern with noise but the event center will be totally enclosed with indoor bathrooms and dressing rooms for weddings. There will be a different set of bathrooms for the barn with a separate access. Some people want outside weddings and they would be open to holding outdoor weddings but the reception would need to be inside the event center.

In response to Ms. Stultz's earlier question regarding whether a person attending an event could drift to another part of the property, Mrs. Hopkins said there is quite a distance between the two properties and Island Ford Road (Route 649) is fully fenced.

In response to a question from Supervisor Breeden regarding whether they have a set time to end events, Mrs. Hopkins indicated she has investigated on-line and most venues stop music at a certain time and ask people to leave the property at a certain time, but the Hopkins have not had an opportunity to discuss that.

Walter Hopkins apologized to the Board and audience that he did not supply enough information in advance. His intent is to keep the farm in the family in a way that is in keeping with the demographics and Comprehensive Plan. He wants to have a good working relationship with the neighbors as most have lived in that area for years, including the Burner family who owned the farm before his father and have been in the area 150 years.

Mr. Hopkins said the horse stable was intended to be a "horse hotel" in the big red barn as there seems to be a need for horse boarding. He mentioned overflow parking of horses in the other barn adjacent to the proposed event center because he

thought horses within the allowable agricultural limits of the County Code would not be an issue.

Supervisor Breeden informed Mr. Hopkins there is a concern in the County about event centers. Supervisor Breeden indicated the Hopkins could go ahead and address the horse stable, if they wanted. Otherwise, Supervisor Breeden noted the entire request needed to be tabled because the event center would not be considered until the ordinance is adopted.

Supervisor Cuevas said he would like staff to research neighboring jurisdictions and talk with people in the event business to find out how they manage their business to determine the basic structure of an event center.

Ms. Stultz noted the hours of operation for the stable have not been addressed. She suggested that if Mr. Hopkins had an idea of operation hours he should inform those present, but he would not be held to those hours, unless made a condition of the special-use permit, if approved.

Mr. Hopkins indicated he was willing to do whatever the Board suggested and could address the stables.

Ms. Stultz told Mr. Hopkins if he wanted to withdraw the event center, he needed to do so. Mr. Hopkins said if the Board would consider the horse stable, he would withdraw the event center.

Chairman Eberly asked about the intended hours of operation and Mr. Hopkins suggested daylight hours which vary through the year - but an hour or two after dawn to half an hour prior to dusk, would be reasonable, he said.

Supervisor Kyger noted a horse operation is part of a farm and totally different than an event center. He indicated horse owners need to bring their horses in and bed them. Mrs. Hopkins stated college students may need to take care of their animals at night.

Ms. Stultz pointed out that the application lists riding, training and boarding stables. Mr. Hopkins asked since the event center is being removed from the request, if he could leave the training aspect in the horse stable request.

Administrator Paxton suggested for clarity as to what the Hopkins are considering, that Mr. Vaughn write down exactly what the Hopkins are asking for and Mr. Hopkins sign the statement to help Ms. Stultz and the Board know exactly what is being approved.

Administrator Paxton requested the document indicate "Horse operations including boarding, riding and training" with a proffer that horse shows will not be permitted.

Supervisor Cuevas confirmed with Ms. Stultz that since the applicant is withdrawing the other items originally requested, he may request a special-use permit for some or all of those uses at any time in the future.

Administrator Paxton said the Board will need to consider the guidelines they want for event centers and whether they want event centers in agricultural areas of the County.

Jack Osborne stated the Hopkins asked him to look at their property. The property would be especially beneficial for 4-H and horse competitions if allowed. Regarding the road conditions, Mr. Osborn said Jacob Burner Drive (Route 991) was originally Island Ford Road (Route 649) and carried over 1,000 vehicles a day with an 18-foot pavement. The traffic volume is currently 250 vehicles per day and should handle the traffic for the horse stable.

In response to a question from Mrs. Hopkins regarding the need for a special entrance for the horse boarding use, Ms. Stultz suggested they discuss that with VDOT, but indicated the County could include in the conditions that the applicant must comply with VDOT requirements and the Hopkins shall meet VDOT's requirements for an entrance, if the request is approved.

Larry Wood noted he had a question about the Cave Hill property which has been used for commercial purposes. Supervisor Breeden responded that it is zoned M-2 and is not part of this request, but it is regulated by state agencies.

Charlene Rice lives on Jacob Burner Drive (Route 991) and her property backs up to the Hopkins property. She asked if there would be a proffer for a non-lighted riding ring and if an exercise area was required. Supervisor Kyger stated there was no proffer or condition to that effect. Ms. Stultz said the exact place for the riding ring was not indicated. Mr. Miller noted a ring could be included in the operation, if approved.

Supervisor Kyger noted there is generally some type of ring. He asked Ms. Rice if she would object to "moon lighting" if it is necessary to light the ring for insurance purposes. She responded that would depend upon where the ring is located.

Supervisor Breeden requested riding and exercising of horses be limited to daylight hours from a safety standpoint.

Curt Judge, who lives on Jacob Burner Drive (Route 991), had questions about parking and whether there was a specific location for parking. Mrs. Hopkins indicated they do not plan on a lot of people on the property with the horse stable.

Kathey Clanahan commended Mr. and Mrs. Hopkins for removing everything but the stables from the special-use permit request and for working to preserve a farm. She agreed that a farm has horses, but stated once you invite others to board horses, there are details to address. Her main concerns were lighting, traffic and noise, which were mostly irrelevant now due to the removal of the other requested uses. She said lighting needs to be addressed and she agreed with daylight hours only. She mentioned car horns could be an issue if the event center with a capacity of 299 cars was approved. She noted the Hopkins have already cleared significant space for a parking lot very close to her mother's porch. Since most people open car doors with key fobs that beep or set off alarms, it could be disturbing for her mother, who goes to bed early. She asked if it was possible for the Hopkins to declare how many people/cars would be on the property. Mrs. Stultz noted that the 299 figure was for people, not vehicles.

Joyce Conley, an adjoining property owner, echoed Ms. Clanahan's comments and provided the Board with a photograph of her vegetable garden. She indicated fencing would be a priority and further noted it is difficult to have a conversation with Mr. Hopkins and know what he is saying. She said she cannot have a barbecue in her backyard and asked the Board to visit her property before making a decision.

Kim Sandum stated she did not think the Board was ready to do anything on this request and she hoped before approval the Board would clarify the number of people anticipated, lighting, parking and the entrance. She was happy a lot of the concerned uses were removed and again asked the Board to clarify what the Hopkins plan before approving the request.

Selena Dean stated her family owns a business and she is neither for nor opposed to the request. Several years ago there was an event center across from her home and she noted things are not always as they are brought before the Board. She wants businesses in the area to prosper and wants to have businesses for the next generation, but indicated you do not know what is being done unless you live across the street.

Administrator Paxton suggested that in an effort to address issues raised by Ms. Sandum, staff review which conditions would apply for the horse stable request and which ones could be omitted. It was noted items 1, 3, 9, and 10 would continue to apply, while items 2, 4, 6, 7, 8, 11 and 12 would no longer apply. In addition, item 5 will state that a permit shall be obtained from VDOT and submitted to the Zoning Administrator prior to the occupancy.

The site plan governs where parking will be and a condition will be added that all riding and exercising of horses shall be conducted during daylight hours.

Supervisor Breeden added a condition that "the horses will be boarded and confined to the existing bank barn."

Ms. Stultz confirmed the horses will be boarded in the large barn, not confined to it.

At 8:35 p.m., Chairman Eberly closed the public hearing and reconvened the regular meeting.

Supervisor Breeden said he believes the Board will receive more requests for alternative uses for farms and abandoned farm buildings. He owns horses and said a horse walking around in the evening is a pleasurable sight to some people.

Supervisor Breeden made a motion, seconded by Supervisor Cuevas, to approve the horse stable portion of SUP13-043 for horse boarding, riding and training with the conditions previously discussed.

Chairman Eberly asked if the Board needed clarification about what they are voting on or proffers.

In response to a question from Supervisor Kyger, Supervisor Breeden said exterior lighting will only consist of security lighting.

Carried by a vote of 5 to 0, voting recorded as follows: BREEDEN – AYE; CUEVAS – AYE; EBERLY – AYE; FLOYD – AYE; KYGER – AYE; the Board, subject to the following conditions, approved the horse stable (horse boarding, riding and training) section of SUP 13-043, Walter M. Hopkins, PO Box 335, McGaheysville, 22840. The section of the request for entertainment inside a building (rock climbing in silo), entertainment outside a building (rock climbing), event center and auction house was removed from the request. This request is on property located on the east side of Jacob Burner Road (Route 991) approximately 1/2 mile west of Island Ford Road (Route 649), Election District #5, zoned A-2. Tax Map #142-(A)-116D. Property address: 1071 Jacob Burner Road

Conditions:

1. Use shall be located in substantial accordance to plot plan submitted with the application.

2. This permit is contingent upon a site plan being submitted to and approved by the County. No work shall be done on the property and no part of the business shall begin operation until such time as the site plan is approved.
3. A permit shall be obtained from VDOT and submitted to the Zoning Administrator prior to opening of stable.
4. Any on-premise advertising sign associated with this business shall comply with the Rockingham County Code.
5. There shall be no off-premise signs permitted unless all County and State regulations are met.
6. Riding and exercising of horses shall occur only during daylight hours.
7. Horses shall be boarded in the bank barn only.
8. Outdoor lighting shall be limited to security lighting only.

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EVENT CENTER ORDINANCE.

Supervisor Kyger stated there was a lot of discussion about event centers. The face of agriculture is changing and citizens continue to try to live in the world as it was 10, 50, or 100 years ago. If a person inherits a farm that has been paid for, they might be able to make a living in farming. If a person buys a farm, they have a difficult time making a living and paying the mortgage. If the purchaser cannot make mortgage payments, their only choice is to sell the farm to a developer who will build houses on it. Citizens need to allow farmers to be creative entrepreneurs to determine alternative ways to keep the land in agriculture.

Chairman Eberly stated the Board needed to look at event centers but at this time he would like to omit this item from the agenda and refer this ordinance request back to staff for further work.

Supervisor Cuevas stated he would like to request the Board send the event center ordinance back to the Director of Community Development, Zoning Administrator, County Administrator and County Attorney to revise the ordinance to be compatible and appropriate with events and accessory uses permitted on agricultural land so farmers have diversity in farm uses but at the same time consider neighbors. Staff needs to talk with jurisdictions that have already addressed event centers to find out what is and what is not working, what their concerns are and what the County needs to look at. Since this will affect the future of farmers and citizens,

he asked staff to wait until the ordinance is finalized and makes sense before it is presented to the Board.

Chairman Eberly stated being the largest agricultural producer in the State is not compatible with some events such as holding weddings held near dairy farms.

Administrator Paxton said the Board did not need to officially withdraw the proposed ordinance and resubmit it. Based on earlier discussions, the Board is not prepared to hold a public hearing on this ordinance amendment and the hearing will be deferred to another date. When the Board is ready to consider this ordinance, a public hearing to consider this matter will be advertised.

By consensus of the Board, the event center ordinance OA13-013, Amendment to Chapter 17 (Zoning) as follows: Article III. Definition of Terms, Section 17-6. Specific Definitions, to add definitions for event center, retreat center, and home-based instruction. Article VI. Uses in Districts, Division 2. Prime Agricultural A-1, Section 17-22 Permitted uses, to add (z) Home-based instruction; Division 2. Prime Agricultural District A-1, Section 17-23 Special uses, to add (ak) Event center and (al) Retreat center; Division 3. General Agricultural District A-2, Section 17-26 Permitted uses, to add (al) Home-based instruction; and Division 3. General Agricultural A-2, Section 17-27 Special uses, to add (bh) Event center and (bi) Retreat center will be sent back to staff for revision and a public hearing will be advertised for consideration of the ordinance at a later date.

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PUBLIC HEARING – ORDINANCE AMENDMENT.

Chairman Eberly opened the public hearing at 8:46 p.m. to discuss the following proposed ordinance amendment, which Ms. Stultz reviewed:

OA13-034, Amendment to Chapter 17 (Zoning), Article VI, Uses in Districts, Division 5 Planned Commercial Development District, PCD, Sec. 17-36.2 Permitted uses subject to conditions or limitations, (b) Residential uses subject to the following, to delete (4) Time-share units shall not be permitted.

Ms. Stultz explained the proposed ordinance request is to remove the wording, “(4) Time share units shall not be permitted”, under residential uses in Planned Commercial Development Districts (PCDs).

On February 7, 2013, staff recommended approval stating that:

From a planning and land use perspective, timeshares are not distinguishable from condominiums or any other residence

currently permitted in the Planned Commercial Development (PCD). Neither type of residence would be constructed unless the developer determined the market was available to support these residences within his master-planned development. Both residences are capable of being used for weekend or week-long stays throughout the year. The impact to the school system; water and sewer capacity and treatment; traffic; emergency services; and stormwater management would be so similar as to have no practical difference.

On March 5, 2013, the Planning Commission tabled the proposed ordinance request for further study on a 5-0 vote.

On April 9, 2013, the Planning Commission recommended denial of the proposed ordinance on a 4-1 vote, citing that all existing PCDs would be modified if this amendment was adopted and people who had supported a rezoning might not have been supportive if they had known timeshares were permitted.

Larry Wood indicated he objected to this proposed ordinance amendment at the Planning Commission hearing and urged the Board to follow the Planning Commission's recommendation to deny the ordinance amendment. He stated the main purpose of a PCD is for people in cities to live where they work to reduce stress and costs. If timeshare units are permitted in PCDs it does not reduce, but increases stress, costs, commute times and pollution from vehicles. He stated people in District 5 have been gouged by Massanutten. The resort may bring more jobs and tax income to the area but he said they do not generate enough tax revenues to cover road improvements needed for the resort. Timeshares work the opposite of PCDs, he said.

Kim Sandum said she did not understand why this ordinance was being addressed separately from the zoning ordinance rewrite. Unless she misunderstands the purpose of PCDs, she stated she believes they are a work-where-you-live concept and timeshares are for people out of the area, which she does not think makes sense in PCDs.

Administrator Paxton noted he received one written e-mail comment in opposition to this ordinance. This comment was received from Gene Hauze as a concerned citizen, not as Chairman of the Massanutten Property Owners Association Long Range Planning Committee. His primary concern was increased traffic between timeshare units and the amenities (skiing, golfing, water park, etc.) at the Kettle, Woodstone Meadows and Village Festival in Massanutten.

(A copy of Mr. Hauze's e-mail correspondence is included in the "Attachments – Board of Supervisors Minutes" notebook maintained in Administration.)

At 9:00 p.m., Chairman Eberly closed the public hearing and reconvened the regular meeting.

Supervisor Breeden indicated this ordinance amendment concerns the entire County, not just Massanutten, and master plan amendments will be required to obtain Board approval for their requests. The County is not reinventing anything, he said.

Ms. Stultz stated these are planned communities with master plans.

Supervisor Breeden made a motion, seconded by Supervisor Floyd, to approve OA13-034, Amendment to Chapter 17 (Zoning), Article VI, Uses in Districts, Division 5 Planned Commercial Development District, PCD, Sec. 17-36.2 Permitted uses subject to conditions or limitations, (b) Residential uses subject to the following, to delete (4) Time-share units shall not be permitted.

In response to a question from Supervisor Cuevas, Ms. Stultz noted that in a PCD there are buildings with commercial businesses downstairs and people living above, such as the concept at Preston Lake. When this ordinance was originally drafted, citizens requested no timeshare units be permitted but now people want to have timeshare units in PCDs.

Supervisor Kyger noted that before any existing PCD can contain timeshare units, the applicant's master plan needs to be amended and they will have to come before the Board for approval, even if the property was originally approved as a PCD.

Mr. Miller stressed that approval of a master plan is a Board-level decision.

Supervisor Cuevas noted this is simply another alternative to existing or future uses that may or may not be approved. If the ordinance is amended, a timeshare unit cannot be put in place in a PCD by right, it must be approved by the Board.

Chairman Eberly agreed a PCD is where you live, work and infrequently travel in a vehicle, and said a timeshare unit does not fit into that definition. The ordinance gives the applicant flexibility to ask for a PCD, he said.

Supervisor Cuevas stated a request can be denied if the Board determines it is not appropriate and there is no guarantee of approval.

Mr. Vaughn noted that the intent of a PCD is to allow individuals that live in a PCD to also work there but there is no way of guaranteeing individuals do so. Someone that lives in a PCD could work on the other side of the County, he said.

Carried by a vote of 5 to 0, voting recorded as follows: BREEDEN - AYE; CUEVAS - AYE; EBERLY - AYE; FLOYD - AYE; KYGER - AYE; the Board approved the following ordinance amendment:

**ORDINANCE REPEALING
SUB-SECTION 17 – 36.2 (b) (4)
OF THE CODE OF ORDINANCES
OF
ROCKINGHAM COUNTY, VIRGINIA**

BE IT ORDAINED BY THE BOARD OF SUPERVISORS, OF ROCKINGHAM COUNTY, VIRGINIA:

That sub-section 17-36.2 (b) (4) is hereby repealed and deleted.

Previously existing sub-sections 17-36.2 (b) 1 through 3 are reaffirmed and remain in effect.

This ordinance shall be effective from the 8th day of May, 2013.

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ADJOURNMENT.

At 9:07 p.m., Chairman Eberly adjourned the meeting.

Chairman

Secondary System
Rockingham County
Construction Program
Estimated Allocations

Fund	FY2014	FY2015	FY2016	FY2017	FY2018	FY2019	Total
CTB Formula - Unpaved State	\$39,129	\$319,720	\$481,789	\$545,057	\$545,057	\$545,057	\$2,475,809
Secondary Unpaved Roads	\$0	\$0	\$0	\$197,516	\$243,753	\$292,322	\$733,591
TeleFee	\$175,932	\$183,548	\$183,548	\$183,548	\$183,548	\$183,548	\$1,093,672
Residue Parcel	\$0	\$0	\$0	\$0	\$0	\$0	\$0
STP Converted from IM	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Federal STP - Bond Match	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Formula STP	\$0	\$0	\$0	\$0	\$0	\$0	\$0
MG Formula	\$0	\$0	\$0	\$0	\$0	\$0	\$0
BR Formula	\$0	\$0	\$0	\$0	\$0	\$0	\$0
State Funds	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Federal STP	\$0	\$0	\$0	\$0	\$0	\$0	\$0
Total	\$215,061	\$503,268	\$665,337	\$926,121	\$972,358	\$1,020,927	\$4,303,072

Board Approval Date:

Residency Administrator

Date

County Administrator

Date

District: Staunton
County: Rockingham County
Board Approval Date:

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

2014-15 through 2018-19

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS						Balance to complete	Traffic Count
PPMS ID	Project #											Scope of Work
Accomplishment	Description											FHWA #
Type of Funds	FROM		SSYP Funding		2013-14	2014-15	2015-16	2016-17	2017-18	2018-19		Comments
Type of Project	TO		Other Funding									
Priority #	Length	Ad Date	Total									
Rt.0620	MOUNTAIN VALLEY	PE \$10,000										
72331	0620082BI	RW \$10,000	\$258,114		\$0	\$0	\$0	\$0	\$0	\$0		116
STATE FORCES/HIRED EQUIPMENT	RTE 620 - SPOT WIDEN AND REPLACE BRIDGE STRUCTURE	CON \$237,626	\$0		\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/ Added Capacity 16003
S	0.40 MILE NORTH ROUTE 608	Total \$257,626	\$258,114	(\$488)	\$0	\$0	\$0	\$0	\$0	\$0	(\$488)	SPOT WIDEN TO ALLOW TWO VEHICLES TO PASS AND IMPROVE DRAINAGE. ELECTION DISTRICT #1
BUDGET ITEMS	0.60 MILE NORTH ROUTE 608	7/15/2012										
0000.00	0.2											
Rt.0646		PE \$5,000										
75991	0646082BI	RW \$10,000	\$247,738		\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity 16004
STATE FORCES/HIRED EQUIPMENT	RTE 646 - BLOOMER SPRINGS RD - SPOT WIDEN	CON \$232,738	\$0		\$0	\$0	\$0	\$0	\$0	\$0	\$0	SPOT WIDEN TO ALLOW 2 VEHICLES TO PASS . IMPROVE DRAINAGE & ALIGNMENT ELECTION #5
S	ROUTE 644	Total \$247,738	\$247,738	\$0	\$0	\$0	\$0	\$0	\$0	\$0		
BUDGET ITEMS	0.40 MILE NORTH ROUTE 644	4/15/2015										
0000.00	0.4											
Rt.0745		PE \$0										
75992	0745082BI	RW \$0	\$259,705		\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity 16004
STATE FORCES/HIRED EQUIPMENT	RTE 745 - MARTIN MILLER ROAD - SPOT WIDEN	CON \$259,705	\$0		\$0	\$0	\$0	\$0	\$0	\$0	\$0	Spot widen to allow to vehicles to pass. Election District 4.
S	ROUTE 257	Total \$259,705	\$259,705	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	
BUDGET ITEMS	ROUTE 744	9/29/2017										
0000.00	0.5											
Rt.0665	Dovel Road	PE \$3,000										
81597	0665-082-BI	RW \$10,000	\$1		\$129,544	\$124,809	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity 16_04
STATE FORCES/HIRED EQUIPMENT	Spot widen to allow two vehicles to pass. Improve drainage.	CON \$267,845	\$0		\$0	\$0	\$0	\$0	\$0	\$0	\$0	Spot widen to allow two vehicles to pass. Improve drainage. Election district 5
	Rte 635	Total \$280,845	\$1	\$280,844	\$129,544	\$124,809	\$0	\$0	\$0	\$0	\$26,491	
BUDGET ITEMS	Dead End	5/31/2016										
0000.00	0.5											
Rt.0672		PE \$490,000										
5105	0672082231	RW \$426,097	\$2,878,098		\$0	\$0	\$0	\$0	\$0	\$0		1153
RAAP CONTRACT	Route 672 Reconstruction and Shoulder Improvements	CON \$1,876,333	\$0		\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity 14004
STP	0.161 KILOMETER NORTH ROUTE 655	Total \$2,792,430	\$2,878,098	(\$85,668)	\$0	\$0	\$0	\$0	\$0	\$0	(\$85,668)	TC 900 (2001)
MIN PLAN,FED-AID,SECONDARY	ROUTE 996	10/9/2012										
0003.00	2.4											

District: Staunton
County: Rockingham County

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

Board Approval Date:

2014-15 through 2018-19

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS						Balance to complete	Traffic Count
PPMS ID	Project #											Scope of Work
Accomplishment	Description											FHWA #
Type of Funds	FROM		SSYP Funding		2013-14	2014-15	2015-16	2016-17	2017-18	2018-19		Comments
Type of Project	TO		Other Funding									
Priority #	Length	Ad Date	Total									
Rt.0682		PE	\$328,300									
13285	0682082290	RW	\$315,000	\$64,596	\$0	\$0	\$84,116	\$125,874	\$115,866	\$0		1686
RAAP CONTRACT	RTE 682 - RECONSTRUCTION	CON	\$1,854,399	\$577,091	\$0	\$0	\$0	\$250,000	\$680,156	\$600,000		Reconstruction w/o Added Capacity
BR/STP	0.13 Miles West of Rte. 989	Total	\$2,497,699	\$641,687	\$0	\$0	\$84,116	\$375,874	\$796,022	\$600,000	\$0	14004
MIN PLAN,FED-AID,SECONDARY	0.37 Miles East of Rte. 989											TC 1700 (2000). State funds - AC for future federal conversion. Revised schedule required.
0004.00	0.5	7/10/2018										
Rt.0682	Friedens Church Road	PE	\$790,000									
-13698	0682082806	RW	\$1,200,000	\$0	\$0	\$0	\$0	\$326,146	\$402,493	\$666,240		2000
RAAP CONTRACT	RTE 682 - RECONSTRUCT ROADWAY - PHASE 2	CON	\$3,750,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity
Minimum Plan	0.37 Miles E of Int Rte. 989	Total	\$5,740,000	\$0	\$0	\$0	\$0	\$326,146	\$402,493	\$666,240	\$4,345,121	14004
0004.01	Int. of Rte. 995	7/2/2018										
1.8												
Rt.0634	Suppling Ridge Road	PE	\$5,000									
-13700	0634082807	RW	\$10,000	\$0	\$0	\$0	\$0	\$0	\$100,000	\$150,000		74
STATE FORCES/HIRED EQUIPMENT	RECONSTRUCT NON-HARDSURFACED RD (POSS RURAL RUSTIC)	CON	\$235,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity
No Plan	0.82 Miles West of Int Rte. 33	Total	\$250,000	\$0	\$0	\$0	\$0	\$0	\$100,000	\$150,000	\$0	16004
0004.02	Int of Rte. 33	5/14/2018										
0.8												
Rt.0607	Koontz Corner Road	PE	\$5,000									
-13703	0807082808	RW	\$10,000	\$0	\$29,129	\$319,720	\$226,151	\$0	\$0	\$0		211
STATE FORCES/HIRED EQUIPMENT	RECONSTRUCT NON-HARDSURFACED RD (POSS RURAL RUSTIC)	CON	\$560,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity
No Plan	Int Rte. 608	Total	\$575,000	\$0	\$29,129	\$319,720	\$226,151	\$0	\$0	\$0	\$0	16004
0004.03	1.35 Miles S of Int Rte 608	7/1/2015										
1.4												
Rt.0690	Captain Shands Road	PE	\$5,000									
-13770	0690082810	RW	\$10,000	\$0	\$5,000	\$0	\$125,000	\$320,000	\$0	\$0		2000
STATE FORCES/HIRED EQUIPMENT	RECONSTRUCT NON-HARDSURFACED ROAD (POSS RURAL RUSTIC)	CON	\$435,000	\$0	\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity
No Plan	Int. Rte. 11	Total	\$450,000	\$0	\$5,000	\$0	\$125,000	\$320,000	\$0	\$0	\$0	16004
0004.04	0.47 Miles E of Int. Rte. 11	7/1/2016										
0.5												

District: Staunton
County: Rockingham County
Board Approval Date:

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

2014-15 through 2018-19

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS						Balance to complete	Traffic Count
PPMS ID	Project #											Scope of Work
Accomplishment	Description											FHWA #
Type of Funds	FROM											Comments
Type of Project	TO		SSYP Funding		2013-14	2014-15	2015-16	2016-17	2017-18	2018-19		
Priority #	Length	Ad Date	Other Funding	Total								
Rt.0979	Stephen Conrad Road	PE \$5,000										
-13771	0979082811	RW \$10,000	\$0		\$5,000	\$0	\$130,638	\$215,057	\$24,305	\$0		267
STATE FORCES/HIRED EQUIPMENT	RECONSTRUCT NON-HARDSURFACED ROAD (POSS RURAL RUSTIC)	CON \$360,000	\$0		\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity
	Int. Rte. 602	Total \$375,000	\$0	\$375,000	\$5,000	\$0	\$130,638	\$215,057	\$24,305	\$0	\$0	16004
No Plan	0.37 Miles S of Int. Rte. 602	7/3/2017										
0004.05	0.4											
Rt.0684	Longbow Road	PE \$5,000										
-13780	0684082812	RW \$10,000	\$0		\$0	\$0	\$0	\$5,000	\$325,000	\$120,000		283
STATE FORCES/HIRED EQUIPMENT	RECONSTRUCT NON-HARDSURFACED ROAD (POSS RURAL RUSTIC)	CON \$435,000	\$0		\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity
	Int. Rte. 833	Total \$450,000	\$0	\$450,000	\$0	\$0	\$0	\$5,000	\$325,000	\$120,000	\$0	16004
No Plan	0.5 Miles S Int. Rte. 833	7/2/2018										
0004.06	0.5											
Rt.0724	Packsaddle Road	PE \$5,000										
-13782	0724082813	RW \$10,000	\$0		\$0	\$0	\$0	\$5,000	\$170,000	\$75,000		200
STATE FORCES/HIRED EQUIPMENT	RECONSTRUCT NON-HARDSURFACED ROAD (POSS RURAL RUSTIC)	CON \$235,000	\$0		\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity
	Int. Rte. 620	Total \$250,000	\$0	\$250,000	\$0	\$0	\$0	\$5,000	\$170,000	\$75,000	\$0	16004
No Plan	0.42 Miles E of Int. Rte. 620	7/2/2018										
0004.07	0.4											
Rt.0734	Slab Road	PE \$5,000										
-13783	0734082814	RW \$10,000	\$0		\$0	\$0	\$0	\$0	\$25,752	\$350,057		256
STATE FORCES/HIRED EQUIPMENT	RECONSTRUCT NON-HARDSURFACED ROAD (POSS RURAL RUSTIC)	CON \$360,809	\$0		\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity
	Int. Rte. 738	Total \$375,809	\$0	\$375,809	\$0	\$0	\$0	\$0	\$25,752	\$350,057	\$0	16004
No Plan	Int. Rte. 752	7/2/2018										
0004.08	0.4											
Rt.0790	Velters Rd.	PE \$5,000										
103117	0790082769	RW \$10,000	\$0		\$0	\$0	\$0	\$197,516	\$211,435	\$142,322		Reconstruction w/o Added Capacity
STATE FORCES/HIRED EQUIPMENT	Reconstruct Non-hardsurface Rd. (Possible Rural Rustic)	CON \$537,518	\$0		\$0	\$0	\$0	\$0	\$0	\$0		16004
	From Rte. 613	Total \$552,518	\$0	\$552,518	\$0	\$0	\$0	\$197,516	\$211,435	\$142,322	\$1,245	Rte. 790 - 110 ADT — District 1
No Plan	To Int of Rte. 789	4/10/2018										
0004.09	2.1											

District: Staunton
County: Rockingham County
Board Approval Date:

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

2014-15 through 2018-19

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS						Balance to complete	Traffic Count
PPMS ID	Project #				2013-14	2014-15	2015-16	2016-17	2017-18	2018-19		Scope of Work
Accomplishment	Description											FHWA #
Type of Funds	FROM		SSYP Funding									Comments
Type of Project	TO		Other Funding									
Priority #	Length	Ad Date	Total									
Rt.0603		PE \$350,462										
5106	0603082232	RW \$577,500	\$56,674		\$0	\$0	\$0	\$0	\$0	\$0		781
RAAP CONTRACT	RTE 603 - RECONSTRUCTION	CON \$1,868,731	\$0		\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity
S	ROUTE 607	Total \$2,796,693	\$56,674	\$2,740,019	\$0	\$0	\$0	\$0	\$0	\$0	\$2,740,019	16004
MIN	EAST ROUTE 609											TC 820 (2000)
PLAN, STATE, SECONDARY	1.6	11/10/2020										PE & RW ONLY.
0005.00												
Rt.0726		PE \$777,427										
15796	0726082312	RW \$271,425	\$3,547,919		\$0	\$0	\$0	\$0	\$0	\$0		3128
RAAP CONTRACT	RTE 726 - RECONSTRUCT	CON \$6,873,779	\$166,747		\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity
STP	EXISTING HARDSURFACED ROAD	Total \$7,922,631	\$3,714,666	\$4,207,965	\$0	\$0	\$0	\$0	\$0	\$0	\$4,207,965	14004
MIN	Harrisonburg ECL											TRAFFIC COUNT 3700 (2001)
PLAN, STATE, SECONDARY	Route 253 Port Republic Road	7/31/2017										Improved 2 lane Roadway from city limits to RT659; With Turn Lanes at Rt 659.
0006.00	0.8											
Rt.0654		PE \$0										
73163	0654082P	RW \$10,000	\$300,000		\$0	\$0	\$0	\$0	\$0	\$0		60
STATE	RTE 654 - RECONSTRUCT &	CON \$289,200	\$0		\$0	\$0	\$0	\$0	\$0	\$0		Reconstruction w/o Added Capacity
FORCES/HIRED	HARDSURFACED ROAD	Total \$299,200	\$300,000	(\$800)	\$0	\$0	\$0	\$0	\$0	\$0	(\$800)	16004
S	0.11 miles south of RTE 33											Election District #3
NO	0.23 miles west of RTE 996	10/19/2012										
PLAN, SECONDARY	1.3											
0009.00												
Rt.4002		PE \$0										
-3262	1204002	RW \$0	\$84,442		\$0	\$0	\$0	\$0	\$0	\$0		0
	COUNTY WIDE PIPE &	CON \$0	\$0		\$0	\$0	\$0	\$0	\$0	\$0		
	ENTRANCE	Total \$0	\$84,442	(\$84,442)	\$0	\$0	\$0	\$0	\$0	\$0	(\$84,442)	INSTALLATION CHARGE FOR
9999.99	VARIOUS LOCATIONS IN COUNTY											PIPES AT PRIVATE ENTRANCES
												AND OTHER MINOR DRAINAGE
												IMPROVEMENTS.
Rt.0727		PE \$720,000										
77421	0727082336	RW \$386,250	\$435,450		\$0	\$0	\$0	\$0	\$0	\$0		Bridge Replacement w/o Added
RAAP CONTRACT	RTE 727 - BRIDGE	CON \$3,457,871	\$4,244,671		\$0	\$0	\$0	\$0	\$0	\$0		Capacity
BR	REPLACEMENT OVER NORTH	Total \$4,564,121	\$4,680,121	(\$116,000)	\$0	\$0	\$0	\$0	\$0	\$0	(\$116,000)	14011
SECONDARY - ONE	RIVER											
HEARING DESIGN	0.42 MILES WEST	10/9/2012										
9999.99	INTERSECTION ROUTE 11											
	INTERSECTION ROUTE 11											
	0.4											

District: Staunton
County: Rockingham County
Board Approval Date:

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

2014-15 through 2018-19

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS						Balance to complete	Traffic Count
PPMS ID	Project #											Scope of Work
Accomplishment	Description											FHWA #
Type of Funds	FROM		SSYP Funding		2013-14	2014-15	2015-16	2016-17	2017-18	2018-19		Comments
Type of Project	TO		Other Funding									
Priority #	Length	Ad Date	Total									
Rt.1421 77422 RAAP CONTRACT BR-OS SECONDARY - ONE HEARING DESIGN 9999.99	West Springbrook Road 1421082337 RTE 1421 - BRIDGE REPLACEMENT OVER LINVILLE CREEK 0.275 Miles West Route 42 Intersection Route 42 0.3	PE \$592,580 RW \$383,556 CON \$3,883,221 Total \$4,859,357 10/11/2011	\$391,512 \$4,054,770 \$4,446,282	\$413,075	\$0 \$348,601 \$348,601	\$0 \$64,474 \$64,474	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0	Bridge Replacement w/o Added Capacity 16011
Rt.0280 85228 RAAP CONTRACT FRAN Single Hearing 9999.99	Southeast Connector 0280082705 Southeast Connector Breakout Project 0.149 Miles West of Harrisonburg City Limits 0.512 Miles East of Harrisonburg City Limits 0.7	PE \$1,500,000 RW \$2,928,476 CON \$7,377,438 Total \$11,805,914 2/12/2013	\$209,600 \$7,907,923 \$8,117,523	\$3,688,391	\$0 \$0 \$0	\$0 \$2,128,845 \$2,128,845	\$0 \$1,559,546 \$1,559,546	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0	New Construction Roadway 2H001
Rt.4003 100150 S 9999.99	1204003 COUNTYWIDE RURAL ADDITIONS VARIOUS LOCATIONS IN COUNTY VARIOUS LOCATIONS IN COUNTY	PE \$0 RW \$0 CON \$250,000 Total \$250,000 3/1/2011	\$232,890 \$0 \$232,890	\$17,110	\$5,066 \$0 \$5,066	\$12,682 \$0 \$12,682	\$22,682 \$0 \$22,682	\$12,682 \$0 \$12,682	\$0 \$0 \$0	\$0 \$0 \$0	(\$36,002)	0 Reconstruction w/o Added Capacity 16004 RURAL ADDITIONS - SECTION 33.1 -72.1. ROLLOVER OF FUNDS CAN BE FOR FIVE YEARS.
Rt.4007 100157 S 9999.99	1204007 COUNTYWIDE TRAFFIC SERVICES VARIOUS LOCATIONS IN COUNTY VARIOUS LOCATIONS IN COUNTY	PE \$0 RW \$0 CON \$250,000 Total \$250,000 3/1/2011	\$190,183 \$0 \$190,183	\$59,817	\$20,000 \$0 \$20,000	\$15,000 \$0 \$15,000	\$40,000 \$0 \$40,000	\$20,000 \$0 \$20,000	\$0 \$0 \$0	\$0 \$0 \$0	(\$35,183)	0 Safety 16021 TRAFFIC SERVICES INCLUDE SECONDARY SPEED ZONES, SPEED STUDIES, OTHER NEW SECONDARY SIGNS
Rt.4009 100206 S 9999.99	1204009 COUNTYWIDE TRAFFIC CALMING VARIOUS LOCATIONS IN COUNTY VARIOUS LOCATIONS IN COUNTY	PE \$0 RW \$0 CON \$250,000 Total \$250,000 3/1/2011	\$1,589 \$0 \$1,589	\$248,411	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0	\$248,411	0 Safety 16021 TRAFFIC CALMING MEASURES AS DETERMINED BY RESIDENCY AND DISTRICT TRAFFIC ENGINEER

District: Staunton
 County: Rockingham County
 Board Approval Date:

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

2014-15 through 2018-19

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS						Balance to complete	Traffic Count
PPMS ID	Project #											Scope of Work
Accomplishment	Description											FHWA #
Type of Funds	FROM		SSYP Funding		2013-14	2014-15	2015-16	2016-17	2017-18	2018-19		Comments
Type of Project	TO		Other Funding									
Priority #	Length	Ad Date	Total									
Rt.4005		PE \$0										
100213	1204005	RW \$0	\$285,716		\$0	\$0	\$0	\$0	\$0	\$0		0
S	COUNTYWIDE ENGINEERING & SURVEY	CON \$250,000	\$0		\$0	\$0	\$0	\$0	\$0	\$0		Preliminary Engineering
9999.99	VARIOUS LOCATIONS IN COUNTY	Total \$250,000	\$285,716	(\$35,716)	\$0	\$0	\$0	\$0	\$0	\$0	(\$35,716)	16015
	VARIOUS LOCATIONS IN COUNTY	3/1/2011										MINOR SURVEY & PRELIMINARY ENGINEERING FOR BUDGET ITEMS AND INCIDENTAL TYPE WORK.
Rt.4006		PE \$0										
100310	1204006	RW \$0	\$86,020		\$5,000	\$11,000	\$10,000	\$5,000	\$0	\$0		0
S	COUNTYWIDE FERTILIZATION & SEEDING	CON \$250,000	\$0		\$0	\$0	\$0	\$0	\$0	\$0		Preliminary Engineering
9999.99	VARIOUS LOCATIONS IN COUNTY	Total \$250,000	\$86,020	\$163,980	\$5,000	\$11,000	\$10,000	\$5,000	\$0	\$0	\$132,980	16015
	VARIOUS LOCATIONS IN COUNTY	3/1/2011										FERTILIZATION AND SEEDING TO IMPROVE SLOPE STABILIZATION ON SECONDARY SYSTEM
Rt.4008		PE \$0										
100357	1204008	RW \$0	\$186,404		\$16,322	\$20,057	\$26,750	\$19,992	\$0	\$0		0
S	COUNTYWIDE RIGHT OF WAY ENGR.	CON \$250,000	\$0		\$0	\$0	\$0	\$0	\$0	\$0		Right of Way
9999.99	VARIOUS LOCATIONS IN COUNTY	Total \$250,000	\$186,404	\$63,596	\$16,322	\$20,057	\$26,750	\$19,992	\$0	\$0	(\$19,525)	16016
	VARIOUS LOCATIONS IN COUNTY	1/30/2011										USE WHEN IMPARTIAL TO OPEN A PROJECT: ATTORNEY FEES and ACQUISITION COST.

1. Personnel

Vacancies

Utilities: meter re read/hydrant/valve exerciser technician, water treatment plant operator

Landfill: ok

Refuse & Recycle: ok

Public Works Admin: inspector, GIS/Engineering technician

Facilities Maintenance: ok-two maintenance techs out on medical leave

2. Utilities Operations

Staff, along with Russell Jackson and Martin Jansons of Peed and Bortz, reviewed the current condition of the 3 Springs water treatment plant and presented the proposal for design work to upgrade the plant to membrane filtration. There were two initiatives presented. The hybrid design was chosen which will continue to use the DE filter system with an installation of a 2MGD membrane filter skid in a new addition to the existing building. The 2MGD skid will allow unmanned production of water, therefore, limiting the employees to a single 8hr shift. This system was approved by the BOS at the May 8th meeting.

3. Landfill Operations

Staff met with SCS thru a conference call to confirm several items on the Part B permit submission. The process is on track although, still in the early stages.

4. Refuse and Recycle

The Household Hazardous Waste Collection Days will be in conjunction with Harrisonburg City this year. The second date is Saturday, June 15th, at the Harrisonburg City Recycling Facility on Beery Road from 8am to 12 noon.

5. Facilities Maintenance

Staff advertised a landscape bid for 3 contracts, including SRI, IV@R, and the fields that Facilities currently mows. The pre bid was on April 15th, and the bid opening was on April 25th. The BOS approved Four Seasons Landscaping for SRI and IV@R. They started Monday the 13th with a priority to mulch and edge asap. The two large fountains will be installed asap with the 3 small ones to follow in the new fiscal year. The 3 small ones are being updated in the new fiscal year.

6. Misc

Staff has been busy utilizing community service people on Fridays, to mulch, weed and clean windows at some of the county buildings.

The Timmons Group presented the study on Congers Creek to the BOS at the May 8th meeting. Funding was approved to further study the regional facilities to advise a comprehensive solution to the situation.

Respectfully Submitted
Barry E. Hertzler
Director Public Works

1. ZONING ORDINANCE REVISION & UPDATE (Rhonda)

AGENDA ITEM 4f

The Commission will hold a work session on Wednesday, May 15 to review the draft Chapter 17, Zoning Ordinance. Additional work sessions have been scheduled during May and June. The Planning Commission, which held its public hearing on April 9, is expected to take action on the tabled ordinance at its July 2 meeting.

The full text of the zoning ordinance may be obtained online at www.rockinghamcountyva.gov or is available for review in the office of Community Development, Rockingham County Administration Center, 20 East Gay Street.

2. THE BIG SMALL BUSINESS EVENT OF 2013 (John)

Staff will be participating in the Shenandoah Valley Small Business Development Center "The BIG Small Business Event of 2013". The event is being held May 23rd at Blue Ridge Community College starting at 9:00am. Staff will be providing panel discussion in the workshop "Benefits of Doing Business in the Valley-Economic Development at Work".
www.valleysbdc.org/bigsmallbusinesssevent2013/

3. BICYCLE FRIENDLY COMMUNITY RECOGNITION (Rhonda)

The League of American Bicyclists has announced that, after careful review of the County's Bicycle Friendly Community application and consultation with local cyclists, that Rockingham County should be recognized with an Honorable Mention. Nicole Wynands, the League's Program Manager stated, "You should be proud of this accomplishment, since a few additional improvements could earn a Bicycle Friendly Community award in the future."

On February 26, the Rockingham Bicycle Advisory Committee submitted a League of American Bicyclists' Bicycle Friendly Community application. The application included an inventory of local efforts to improve bicycle and pedestrian accommodations. The Committee's goal was to have the League critique this information and recommend ways to further improve these accommodations.

The League will promote the County's Honorable Mention status on its website for one year. The County will receive a detailed feedback report by the end of July which will outline important measures Rockingham County should take to become more bicycle-friendly.

4. ROCKINGHAM BICYCLE ADVISORY COMMITTEE (RBAC) (Rhonda)

The RBAC will meet with McCormick Taylor and Toole Design on Thursday, May 16, to work on the non-MPO Bicycle and Pedestrian Plan. A subcommittee has been formed to work on the goals and objectives.

The RBAC is reviewing the proposed Chapter 17 Zoning Ordinance and will submit comments to staff in May.

5. NORTH VALLEY PIKE CORRIDOR STRATEGIC PLAN (Rhonda)

The Board tabled the North Valley Pike Corridor Strategic Plan (NVP Plan) on December 15, 2010. Staff awaits direction regarding how the Board wishes to proceed. The website for the North Valley Pike Corridor Study and the draft plan is www.northvalleypikeplan.org.

6. MPO SOUTH REGIONAL CORRIDOR STUDY (Rhonda)

The final draft of the MPO Route 11 South Regional Study was presented to the Policy Board at its June 21st meeting. The Policy Board tabled the Study and requested a formal presentation of its contents in September.

The consultants presented the MPO Policy Board with the final draft on March 15, which was followed by a Policy Board comment period. The consultant team is comprised of Volkert & Associates, Sympoetica, and Nexus Infrastructure. The consultant's work is at www.hrvampo.org. The study encompasses part of the County; City; and the Towns of Dayton, Bridgewater, and Mt. Crawford; from Port Republic Road (City) to Dinkel Avenue and from Interstate 81 to Route 42.

7. VOLUNTARY CONSERVATION EASEMENT PROGRAM (VCEP) (Rhonda)

On May 19, 2010, Billy Kyger met with Community Development staff to review the Voluntary Conservation Easement Program (VCEP) Task Force's draft VCEP ordinance revisions and its summary of TDR Program considerations and recommendations. Mr. Kyger recommended the draft VCEP ordinance include a public review process that mirrors the rezoning and special use process and that ranking criteria should set the bar high and should be included in the draft ordinance. Mr. Kyger advised staff to wait until after Chesapeake Bay TMDL regulations were finalized and Frederick County had had time to implement and evaluate its TDR Program to move forward with the draft VCEP ordinance.

Regarding TMDL regulations, Virginia's WIP II was submitted to EPA by the March 30, 2012, deadline. Phase I Watershed Implementation Plan I (WIP I) was in place on November 29, 2010, which was accepted by Virginia on December 31, 2010. The local Phase II Watershed Implementation Plan (WIP II) was in place on February 1, 2012.

Mike Ruddy, Frederick County's Deputy Director of Planning and Development, said Frederick County's TDR Program has not been used. However, it has been well-supported by its citizens and a couple of landowners may be using the program soon. One is a local developer, who owns land in a rural sending area and in an urban receiving area. Mr. Ruddy stated that Frederick County does not have any transfers to date largely because of the downturn in the economy.

If the Board wishes, staff will reconvene the Task Force to revise the draft VCEP ordinance to include ranking criteria and a public review process.

Background:

- April 8, 2009- Board of Supervisors held work session with Voluntary Conservation Easement Program (VCEP) Task Force to discuss Draft Voluntary Conservation Easement Ordinance.
- February 10, 2010- Board sent draft VCEP ordinance back to Task Force for recommendations.
- March 9, 2010- Community Development staff met with the Task Force to make minor revisions to the draft VCEP ordinance and to discuss the pros and cons of a Transfer of Development Rights Program and its possible application to Rockingham County. A summary of the Task Force's considerations and recommendations was provided to the Board and is attached.

8. PLANNING COMMISSION (Rhonda)

At the Planning Commission's meeting on April 9, action was taken on two tabled ordinance amendments. Also, the Commission held a public hearing on the Zoning Ordinance rewrite. The Commission tabled the Zoning Ordinance and scheduled work sessions for Friday, April 26, at 1:00 p.m. and Wednesday, May 15, at 7:00 p.m. to be held in the County Administration Center, Department of Community Development Community Room at 20 East Gay Street, Harrisonburg, VA 22802. Additional work sessions have been scheduled since April 26 for May and early June.

Item	Description	Comments/ Recommendations
AFP-082	Amendment to Chapter 17, Zoning Ordinance, Article XI, Division 5, Section 17-243 and 17-244 Spring Creek AFD to revise the total acreage and add the 63.84-acre parcel, 121-(A)- L84, owned by John E. Wenger, Jr. and Carolyn S. Wenger, to the Spring Creek AFD. Located at the southwest corner of Thomas Spring Rd (748) and Wright Ln (870) and extending south to the North River, this parcel lies in Election District 4 and is designated as Agricultural Reserve in the Comprehensive Plan.	Approval; to be heard by BOS May 22
AFP-089	Amendment to Chapter 17, Zoning Ordinance, Article XI, Division 4, Section 17-239 and 17-240 Dry River AFD to revise the total acreage and add parcels 106-(A)- L63B, 106-(A)- L62F, 106-(A)- L62A, 106-(A)- L62D, and 106-(A)- L63A, a total of 3.24 acres, owned by Riverdale Old Order Mennonite Church, to the Dry River AFD. Located west of West Dry River Rd (738) and 0.4 mile south of Honey Run Rd (743), these parcels lie in Election District 2 and are designated as Agricultural Reserve in the Comprehensive Plan.	Approval; to be heard by BOS May 22
	Chapter 17 (Zoning), Review and Update.	Tabled; work sessions underway
REZ-229	Clear Signal Towers, LLC, 1801 Libbie Ave, Suite 201, Richmond, VA 23226, to rezone .26-acre portion of the 4.365-acre tax parcel 108-(A)- L15, owned by Elizabeth McDavid. The request is for .07 acre to be rezoned from A-2 to B-2 and .19 acre from B-2 to A-2. The property is located on the west side of Media Lane, approximately 545 feet south of Rawley Pike (Rt. 33), and is Election District 2. The Comprehensive Plan designates this area as Agricultural Reserve. If this rezoning request is granted, the applicant plans to seek a special use permit to place a cell tower on the A-2 portion of the parcel.	PC Hearing is pending

9. COUNTY-INITIATED AMENDMENTS (Billy)

Amendment Non-conforming Structures and Uses

Request: To amend the current non-conforming regulations in the zoning ordinance

Requestor: Community Development Department

Reason: To come into compliance with changes in the State Code

Status: At the May 11, 2011, meeting the Board took action to direct staff to submit to Planning Commission for a public hearing. The amendments are under review by the County Attorney.

Action: At the May 11, 2011, meeting the Board took action to direct staff to amend the non-conforming structure and use statute to bring it into compliance with the State Code.
Is included in Zoning Ordinance rewrite.

Amendment to Zoning Ordinance to allow retreat centers and event centers by special use permit in the A-1 and A-2 zoning districts.

Request To allow retreat centers and event centers by special use permit in A-1 and A-2.

Requestor Community Development

Reason Within the last few months, we have had numerous requests for events (such as weddings, receptions, birthday parties, etc.) and retreats such as corporate retreats in existing residences or buildings on property zoned agricultural. In the past, we have allowed the application for the events by combining a number of other things listed in the agricultural districts. With the increased interest, staff believes it would be better to add these uses rather than find "like" uses for them to apply under. Additionally, in the zoning ordinance rewrites, these uses are being proposed by special use permit in the agricultural districts.

Status At the December 19, 2012 meeting, the Board voted to direct staff to work on this amendment.

Action The Planning Commission held a public hearing on March 5, 2013 and tabled the amendment. Changes were made by staff; and on April 9, 2013, the Planning Commission recommended approval. This amendment was tabled by the Board at its May 8th meeting in order for staff to work through some questions.

10. SUMMARY OF UPCOMING PUBLIC HEARING REQUESTS

May 22, 2013

Board of Supervisors

6:00 p.m.

Special Use Permits - None

Rezoning - None

Ordinance Amendments - None

Addition to Agricultural and Forestal Districts (AFD)

AFP-082 Amendment to Chapter 17, Zoning Ordinance, Article XI, Division 5, Section 17-243 and 17-244 Spring Creek AFD to revise the total acreage and add the 63.84-acre parcel, 121-(A)- L84, owned by John E. Wenger, Jr. and Carolyn S. Wenger, to the Spring Creek AFD. Located at the southwest corner of Thomas Spring Rd (748) and Wright Ln (870) and extending south to the North River, this parcel lies in Election District 4 and is designated as Agricultural Reserve in the Comprehensive Plan.

AFP-089 Amendment to Chapter 17, Zoning Ordinance, Article XI, Division 4, Section 17-239 and 17-240 Dry River AFD to revise the total acreage and add parcels 106-(A)- L63B, 106-(A)- L62F, 106-(A)- L62A, 106-(A)- L62D, and 106-(A)- L63A, a total of 3.24 acres, owned by Riverdale Old Order Mennonite Church, to the Dry River AFD. Located west of West Dry River Rd (738) and 0.4 mile south of Honey Run Rd (743), these parcels lie in Election District 2 and are designated as Agricultural Reserve in the Comprehensive Plan.

11. PRIORITY PROJECTS CURRENTLY UNDERWAY (Billy)

Projects	Lead Person	Status	Target Date
North Valley Pike Corridor Strategic Plan	Rhonda	Board tabled on December 15, 2010.	
Zoning Ordinance Review and Update	Staff	Planning Commission will hold two work sessions: April 26, May 15	2 nd quarter 2013
Voluntary Conservation Easement Program	Rhonda	Reviewing programs in other Counties	2 nd quarter 2013
Rockingham Bicycle Advisory Committee (RBAC)	Rhonda	Next RBAC meeting is May 16.	Ongoing
IV@R Marketing Strategy	Billy, John, & Cari	Plan implementation by staff	Complete

Ongoing Review/Tasks	Lead Person	Status
Deed Review	Diane	26 deeds in process as of 5/14/13; 10 pending review, 16 awaiting revisions
Violations	Kelly	52 active complaints, 12 cases pending legal action as of 4/30/13.
Site Plans & Subdivision Plats	John	4 site plans & 1 subdivision plat, as of 5/14/13
Subdivision Ordinance Variances	Diana	0 requests under review, as of 5/15/13
Zoning Ordinance Variances	Diana	0 requests under review, as of 5/15/13
Home Occupation Permits	Diana	0 permit requests under review, as of 5/15/13
Special Use Permits	Diana	7 permit requests under review, as of 5/15/13

STAFF REPORT

Department of Community Development

May 22, 2013

Rezoning	Rhonda	1 rezoning request under review, as of 5/14/13
Comprehensive Plan Amendment	Rhonda	0 requests under review, as of 5/14/13
Permits Processed	John	227 total permits for month of April
Building Inspections	Steve	1188 inspections conducted during April 2013 (averaged 50.82/day)
Building Plans	Steve	8 plans under review, as of 5/10/13

12. TABLED REQUESTS

SPECIAL USE PERMIT APPLICATION(S)					
Year Tabled	Date Tabled	File	Applicant	Request	Election District
2009	Feb 11	SUP-07	Dove, Charles William	Residence involving non-family division	2
2010	Feb 24	SUP-28	Carrizo (Marcellus), LLC	Gas well drilling	1
2013	May 8	SUP-028	Cole, Trudy L.	Commercial horse stable	2
2013	May 8	SUP-045	Jarrett, Harry W., Jr.	Events venue (weddings, etc.)	2

REZONING REQUEST(S) and PLAN(S)					
Year Tabled	Date Tabled	File	Applicant	Request	Election District
2010	Nov 17	REZ-97	Wayne Good	To rezone 1 acre from A2 (General Agricultural) to M1 (General Industrial) for a trucking business.	3
2010	Dec 15	NA	North Valley Pike Corridor Strategic Plan	Endorsement of Corridor Strategic Plan for North Valley Pike area from Gravels Road to Vine Street and I-81 to Kratzer Road.	2

RESOLUTION
OF THE BOARD OF SUPERVISORS
OF ROCKINGHAM COUNTY, VIRGINIA

WHEREAS, the Economic Development Authority of Town of Timberville, Virginia, whose principal business address is 392 S. Main Street, Timberville, Virginia 22853 (the "Authority"), has conducted a joint public hearing, after notice, on May 14, 2013, a date within sixty (60) days prior to the date of the adoption of this Resolution, on behalf of the Authority, Rockingham County, Virginia (the "County"), and the Town of Timberville on the plan of financing of Sunnyside Presbyterian Home ("Sunnyside"), whose principal place of business is 3935 Sunnyside Drive, Harrisonburg, Virginia 22801 and whose business office address is 600 University Boulevard, Suite L, Harrisonburg, Virginia 22801, and which is a not-for-profit Virginia corporation described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), that is exempt from tax under Section 501(a) of the Code, for the issuance of the Authority's residential care facility revenue and refunding bond in an amount not to exceed \$10,000,000 (the "Bond") to assist Sunnyside in (a) refunding the outstanding principal balance of the Industrial Development Authority of the Town of Broadway, Virginia Revenue Bond (Sunnyside Presbyterian Home), Series 2006, the proceeds of which financed (i) the acquisition, construction, renovation and equipping of capital improvements at the existing campus of continuing care retirement community facilities of Sunnyside at 3935 Sunnyside Drive, Harrisonburg, Virginia 22801 (the "Existing Campus"), (ii) the acquisition and development of approximately 28.846 acres, more or less, of real estate in the County adjoining the Existing Campus and lying about 1,200 feet east of State Route No. 687 in the Central District in the County, all as more particularly described in that certain instrument of record in the Clerk's Office of the Circuit Court of the County as No. B2477 P550, and (iii) the acquisition, construction and equipping of approximately 90 independent living units on such real estate to be known as "The Glen," consisting of 18 townhouses, 12 villas and 60 cottages (the facilities in clause (a) being collectively referred to as the "Refinanced Facilities"); (b) financing at 3935 Sunnyside Drive, Harrisonburg, Virginia 22801 in the County (i) the renovation of 84 rooms, common areas, elevators, offices, and utility upgrades including HVAC and hot water heater units in the Pannill Healthcare Center, (ii) the replacement of the primary generator system serving the Pannill Healthcare Center and Eiland Assisted Living Center, (iii) the renovation of independent living apartments and cottages, including re-roofing, new HVAC and general building upgrades, (iv) the repair and/or repaving of roadways, walks and driveways, (v) the renovation of approximately 78 rooms and common areas in the Eiland Assisted Living Center and (vi) new or upgraded computer systems and communications equipment (the facilities in clause (b) being collectively referred to as the "New Facilities" and, together with the Refinanced Facilities, the "Projects"); and (c) financing certain issuance costs incurred in connection with the issuance of the Bond; and

WHEREAS, Section 147(f) of the Code provides that the governmental unit having jurisdiction over the area in which any facility financed with the proceeds of private activity bonds is located must approve the issuance of the bonds; and

WHEREAS, the Projects are located in the County, and the Board of Supervisors of the County (the "Board") constitutes the highest elected governmental unit of the County; and

WHEREAS, the Authority has requested the Board to ratify the public hearing and approve the issuance of the Bond to comply with Section 147(f) of the Code and Section 15.2-4906 of the Code of Virginia of 1950, as amended (the "Virginia Code"); and

WHEREAS, a copy of the Authority's resolution approving the issuance of the Bond, subject to terms to be agreed upon and recommending approval of the Board of the issuance of the Bond (the "Authority Resolution"), a reasonably detailed summary of statements made at the public hearing and a Fiscal Impact Statement have been filed with the Board;

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF ROCKINGHAM COUNTY, VIRGINIA:

1. The recitals made in the first "WHEREAS" clause to this Resolution are hereby adopted as part of this Resolution.

2. The Board hereby ratifies the joint public hearing held on its behalf by the Authority on May 14, 2013, and the publication of notice thereof.

3. The Board hereby concurs in the Authority Resolution adopted by the Authority on May 14, 2013.

4. The Board hereby approves the issuance of the Bond by the Authority for the benefit of Sunnyside, to the extent required by Section 147(f) of the Code and by Section 15.2-4906 of the Virginia Code.

5. Ratification of the joint public hearing, concurrence in the Authority Resolution, and approval of the issuance of the Bond do not constitute an endorsement to a prospective purchaser of the Bond of the creditworthiness of the Projects or of Sunnyside, and, as required by Virginia law, neither the Commonwealth of Virginia nor any political subdivision thereof, including the County and the Authority, shall be obligated to pay the Bond or the interest thereon or other costs incident thereto except from the revenues and moneys pledged therefor by Sunnyside, and neither the faith and credit nor the taxing power of the Commonwealth or any political subdivision thereof, including the County, shall be pledged thereto.

6. The County, including its elected representatives, officers, employees and agents, shall not be liable and hereby disclaims all liability for any damage to the Projects or Sunnyside, direct or consequential, resulting from the Authority's failure to issue the Bond for any reason.

7. This Resolution shall take effect immediately upon its adoption.

CERTIFICATE OF RESOLUTION

1. A meeting of the Board of Supervisors of Rockingham County, Virginia (the "Board"), was held on May 22, 2013, at which meeting the following duly elected members were present or absent:

<u>Name</u>	<u>Present</u>	<u>Absent</u>
Pablo Cuevas		
Frederick E. Eberly		
Dee E. Floyd		
William B. Kyger, Jr.		
Michael A. Breeden		

Such members constituted all of the members of the Board on the date of such meeting.

2. Attached hereto is a true and correct copy of a Resolution duly adopted at such meeting by the following vote:

<u>Name</u>	<u>Ayes</u>	<u>Nays</u>
Pablo Cuevas		
Frederick E. Eberly		
Dee E. Floyd		
William B. Kyger, Jr.		
Michael A. Breeden		

3. The Resolution referred to above has not been repealed, revoked, rescinded or amended but is in full force and effect on this date and constitutes the only Resolution adopted by the Board relating to the issuance by the Economic Development Authority of Town of Timberville, Virginia, of its residential care facility revenue and refunding bond for the benefit of Sunnyside.

WITNESS my hand and seal of the Board of Supervisors of Rockingham County, Virginia, this ____ day of May, 2013.

Clerk, Board of Supervisors of Rockingham
County, Virginia

(SEAL)

#20473907
207483.000003

RESOLUTION
OF THE BOARD OF SUPERVISORS
OF ROCKINGHAM COUNTY, VIRGINIA

WHEREAS, the Industrial Development Authority of the City of Harrisonburg, Virginia (the "Authority"), whose principal business address is 345 South Main Street, Harrisonburg, Virginia 22801, has conducted a joint public hearing, after notice, on May 15, 2013, a date within sixty (60) days prior to the date of the adoption of this Resolution, on behalf of the Authority, Rockingham County, Virginia ("Rockingham County"), the City of Waynesboro, Virginia (the "City of Waynesboro") and the City of Harrisonburg, Virginia on the plan of financing of Sunnyside Presbyterian Home ("Sunnyside"), whose principal place of business is 3935 Sunnyside Drive, Harrisonburg, Virginia 22801 and whose business office address is 600 University Boulevard, Suite L, Harrisonburg, Virginia 22801, and which is a not-for-profit Virginia corporation described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), that is exempt from tax under Section 501(a) of the Code, for the issuance of the Authority's residential care facility revenue and refunding bonds in an amount not to exceed \$39,000,000 (the "Bonds") to assist Sunnyside in (a) refunding the outstanding principal balance of the \$43,500,000 Industrial Development Authority of Rockingham County, Virginia, Variable Rate Residential Facilities Revenue Bonds (Sunnyside Presbyterian Home), Series 2003 (the "Series 2003 Bonds"), (b) funding a reserve fund for the Bonds, (c) financing (1) at Sunnyside Presbyterian Retirement Community, a residential and health care facility for the elderly, at 3935 Sunnyside Drive, Harrisonburg, Virginia in Rockingham County (i) the renovation of 84 rooms, common areas, elevators, offices, and utility upgrades including HVAC and hot water heater units in the Pannill Healthcare Center, (ii) the replacement of the primary generator system serving the Pannill Healthcare Center and Eiland Assisted Living Center, (iii) the renovation of independent living apartments and cottages, including re-roofing, new HVAC and general building upgrades, (iv) the repair and/or repaving of roadways, walks and driveways, (v) the renovation of approximately 78 rooms and common areas in the Eiland Assisted Living Center and (vi) new or upgraded computer systems and communications equipment and (2) at King's Grant Retirement Community in Henry County, Virginia and at Summit Square Retirement Community in the City of Waynesboro certain improvements and (d) financing certain issuance costs incurred in connection with the issuance of the Bonds; and

WHEREAS, the proceeds of the Series 2003 Bonds assisted Sunnyside in (a) financing, among other things, the acquisition, construction, renovation and equipping of capital improvements at Sunnyside Presbyterian Retirement Community, including, but not limited to, (1) the renovation of the Eiland Assisted Living Center, (2) the renovation of the common areas in the Pannill Healthcare Center, and (3) the relocation of the current building entrance and (b) refinancing, among other things, (1) the Variable Rate Residential Care Facilities Revenue Bonds (Sunnyside Presbyterian Home), Series 1997 (the "Series 1997 Bonds") issued by the Industrial Development Authority of the City of Waynesboro on March 20, 1997 and (2) the Variable Rate Residential Care Facilities Revenue Bonds (Sunnyside Presbyterian Home Project), Series 2000 issued by the Industrial Development Authority of Rockingham County, Virginia on December 15, 2000 (the "Series 2000 Bonds"); and

WHEREAS, the Series 1997 Bonds were issued to refinance, among other things, (1) Residential Care Facility Revenue Refunding Bonds (Sunnyside Presbyterian Home), Series 1988A, issued by the Authority on September 15, 1988 to (i) refinance the outstanding Industrial Development Authority of Rockingham County, Virginia Health Care Facility Revenue Bonds (Sunnyside Presbyterian Home) issued on December 27, 1985 to finance the costs of acquiring and constructing the Sunnyside Presbyterian Retirement Community and (ii) finance the costs of improvements and renovations to such facility and (2) Residential Care Facility Revenue Bonds (Sunnyside Presbyterian Home Facility), Series 1996, issued by the Authority on October 8, 1996 to finance certain modifications and renovations to Sunnyside Presbyterian Retirement Community; and

WHEREAS, the Series 2000 Bonds were issued to finance the acquisition, construction and equipping of six buildings, consisting of approximately 60,000 square feet to include thirty (30) independent living apartments, located on Grattan Price Drive adjacent to and which became a part of Sunnyside Presbyterian Retirement Community; and

WHEREAS, all of the facilities financed or refinanced in Rockingham County with the proceeds of the Bonds are collectively referred to herein as the "Projects"; and

WHEREAS, Section 147(f) of the Code provides that the governmental unit having jurisdiction over the area in which any facility financed with the proceeds of private activity bonds is located must approve the issuance of the bonds; and

WHEREAS, the Projects are located in the County, and the Board of Supervisors of the County (the "Board") constitutes the highest elected governmental unit of the County; and

WHEREAS, the Authority has requested the Board to ratify the public hearing and approve the issuance of the Bonds to comply with Section 147(f) of the Code and Section 15.2-4906 of the Code of Virginia of 1950, as amended (the "Virginia Code"); and

WHEREAS, a copy of the Authority's resolution approving the issuance of the Bonds, subject to terms to be agreed upon and recommending approval of the Board of the issuance of the Bonds (the "Authority Resolution"), a reasonably detailed summary of statements made at the public hearing and a Fiscal Impact Statement have been filed with the Board;

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF ROCKINGHAM COUNTY, VIRGINIA:

1. The recitals made in the first four "WHEREAS" clauses to this Resolution are hereby adopted as part of this Resolution.

2. The Board hereby ratifies the joint public hearing held on its behalf by the Authority on May 15, 2013, and the publication of notice thereof.

3. The Board hereby concurs in the Authority Resolution adopted by the Authority on May 15, 2013.

4. The Board hereby approves the issuance of the Bonds by the Authority for the benefit of Sunnyside, to the extent required by Section 147(f) of the Code and by Section 15.2-4906 of the Virginia Code.

5. Ratification of the joint public hearing, concurrence in the Authority Resolution, and approval of the issuance of the Bonds do not constitute an endorsement to a prospective purchaser of the Bonds of the creditworthiness of the Projects or of Sunnyside, and, as required by Virginia law, neither the Commonwealth of Virginia nor any political subdivision thereof, including the County and the Authority, shall be obligated to pay the Bonds or the interest thereon or other costs incident thereto except from the revenues and moneys pledged therefor by Sunnyside, and neither the faith and credit nor the taxing power of the Commonwealth or any political subdivision thereof, including the County, shall be pledged thereto.

6. The County, including its elected representatives, officers, employees and agents, shall not be liable and hereby disclaims all liability for any damage to the Projects or Sunnyside, direct or consequential, resulting from the Authority's failure to issue the Bonds for any reason.

7. This Resolution shall take effect immediately upon its adoption.

CERTIFICATE OF RESOLUTION

1. A meeting of the Board of Supervisors of Rockingham County, Virginia (the "Board"), was held on May 22, 2013, at which meeting the following duly elected members were present or absent:

<u>Name</u>	<u>Present</u>	<u>Absent</u>
Pablo Cuevas		
Frederick E. Eberly		
Dee E. Floyd		
William B. Kyger, Jr.		
Michael A. Breeden		

Such members constituted all of the members of the Board on the date of such meeting.

2. Attached hereto is a true and correct copy of a Resolution duly adopted at such meeting by the following vote:

<u>Name</u>	<u>Ayes</u>	<u>Nays</u>
Pablo Cuevas		
Frederick E. Eberly		
Dee E. Floyd		
William B. Kyger, Jr.		
Michael A. Breeden		

3. The Resolution referred to above has not been repealed, revoked, rescinded or amended but is in full force and effect on this date and constitutes the only Resolution adopted by the Board relating to the issuance by the Industrial Development Authority of the City of Harrisonburg, Virginia, of its residential care facility revenue and refunding bonds for the benefit of Sunnyside.

WITNESS my hand and seal of the Board of Supervisors of Rockingham County, Virginia, this ____ day of May, 2013.

Clerk, Board of Supervisors of Rockingham
County, Virginia

(SEAL)

#20482402
207483.000003

NOTICE OF PUBLIC HEARING
ROCKINGHAM COUNTY BOARD OF SUPERVISORS

At the regular meeting of the Rockingham County Board of Supervisors on **Wednesday, May 22, 2013**, at **7:00 P.M.**, in the Board of Supervisors Meeting Room of the Rockingham County Administration Center, 20 East Gay Street, Harrisonburg, Virginia, a public hearing will be held to receive comments on the following.

ADDITION TO AGRICULTURAL AND FORESTAL DISTRICTS (AFD)

AFP13-082 Amendment to Chapter 17, Zoning Ordinance, Article XI, Division 5, Section 17-243 and 17-244 Spring Creek AFD to revise the total acreage and add the 63.84-acre parcel, 121-(A)- L84, owned by John E. Wenger, Jr. and Carolyn S. Wenger, to the Spring Creek AFD. Located at the southwest corner of Thomas Spring Rd (748) and Wright Ln (870) and extending south to the North River, this parcel lies in Election District 4 and is designated as Agricultural Reserve in the Comprehensive Plan.

AFP13-089 Amendment to Chapter 17, Zoning Ordinance, Article XI, Division 4, Section 17-239 and 17-240 Dry River AFD to revise the total acreage and add parcels 106-(A)- L63B, 106-(A)- L62F, 106-(A)- L62A, 106-(A)- L62D, and 106-(A)- L63A, a total of 3.24 acres, owned by Riverdale Old Order Mennonite Church, to the Dry River AFD. Located west of West Dry River Rd (738) and 0.4 mile south of Honey Run Rd (743), these parcels lie in Election District 2 and are designated as Agricultural Reserve in the Comprehensive Plan.

The above items, including a copy of the full text of any ordinances advertised above, may be obtained in the office of Community Development, Rockingham County Administration Center, 20 East Gay Street, Harrisonburg, Virginia 22802. Phone: (540) 564-3033.

Brenda: Please run this ad in the Classifieds using standard border on:

Wednesday, May 8, 2013
Wednesday, May 15, 2013

PLANNING COMMISSION MINUTES

May 7, 2013

The Rockingham County Planning Commission met on Tuesday, May 7, in the Board of Supervisors Room in the Rockingham County Administration Center. Members present were, Vice Chair Steve Pence, Jon Ritenour, and Rodney Burkholder. Staff members present were Director of Planning, Rhonda G. Henderson and Planner, James May.

Mr. Burkholder offered the Pledge of Allegiance and Invocation.

MINUTES

On motion by Mr. Ritenour, and seconded by Mr. Burkholder, the April 9, 2013, minutes were approved with a 3-0 vote.

ADDITIONS TO AGRICULTURAL AND FORESTAL DISTRICTS

AFP13-082 Amendment to Chapter 17, Zoning Ordinance, Article XI, Division 5, Section 17-243 and 17-244 Spring Creek AFD to revise the total acreage and add the 63.84-acre parcel, 121-(A)- L84, owned by John E. Wenger, Jr. and Carolyn S. Wenger, to the Spring Creek AFD. Located at the southwest corner of Thomas Spring Rd (748) and Wright Ln (870) and extending south to the North River, this parcel lies in Election District 4 and is designated as Agricultural Reserve in the Comprehensive Plan.

AFP13-089 Amendment to Chapter 17, Zoning Ordinance, Article XI, Division 4, Section 17-239 and 17-240 Dry River AFD to revise the total acreage and add parcels 106-(A)- L63B, 106-(A)- L62F, 106-(A)- L62A, 106-(A)- L62D, and 106-(A)- L63A, a total of 3.24 acres, owned by Riverdale Old Order Mennonite Church, to the Dry River AFD. Located west of West Dry River Rd (738) and 0.4 mile south of Honey Run Rd (743), these parcels lie in Election District 2 and are designated as Agricultural Reserve in the Comprehensive Plan.

Mr. May presented the requests.

The Commission opened the public hearing at 6: 35 p.m.

There was no one to speak in favor of or in opposition to the requests.

The Commission closed the public hearing at 6: 39 p.m.

Mr. May gave the recommendation of the Agricultural and Forestal District Advisory Committee for approval.

Mr. Burkholder moved to recommend approval; Mr. Ritenour seconded the motion; and the motion carried with a 3-0 vote.

UNFINISHED BUSINESS

The Commission had no unfinished business.

MISCELLANEOUS

Mr. Burkholder stated that he will attend the next meeting of the Harrisonburg Planning Commission and return with a report for the next meeting.

Ms. Cooper presented a schedule of work sessions for the zoning ordinance revision and update and informed the commission that she would notify the media of all meetings where a quorum will be present.

Ms. Cooper presented a work session agenda compiled from comments collected at the April 9 public hearing, the April 24 work session, and a meeting between staff and Mr. Dick Blackwell. A summary of the April 24 meeting was attached to the agenda. Ms. Cooper then asked the commissioners, if it is not possible to read the entire document, to focus on those areas of particular interest and the development standards.

Ms. Cooper informed the Commission that staff presented the Zoning Ordinance Review and Update to the Rockingham County Chamber of Commerce Public Policy Committee.

SITE VISIT

Ms. Cooper reminded the Commission of the site visit scheduled for May 10 at 1:00, to be followed by a work session at the County Administration Center.

STAFF REPORT OVERVIEW

Ms. Cooper reviewed the staff report and informed the Commission that the Rockingham County Bicycle Advisory Committee will meet on May 16 where they will review and endorse comments on the Zoning Ordinance Review and Update and continue work on the County Bicycle and Pedestrian Plan. McCormick Taylor and Toole Design will present further analysis and inform the committee about the status of the plan.

The Commission discussed the Wikimap that is used to collect information for the Bicycle and Pedestrian Plan.

ADJOURNMENT

Having no further business, the Commission adjourned at 6:51 p.m.

Steve Pence, Acting Chair

James May, Acting Secretary



Community Development Agricultural and Forestal District Addition

AFD Advisory Committee
April 12, 2013

Planning Commission
May 7, 2013

Board of Supervisors
May 22, 2013

Request of John E. and Carolyn S. Wenger
To Add 63.84 Acres
To Spring Creek Agricultural and Forestal District

LOCATION

The addition consists of 63.84 acres located at the southwest corner of Thomas Spring Rd (748) and Wright Ln (870) and extending south to the North River. Spring Creek Agricultural and Forestal District is in effect until January 27, 2020, at which time the AFD is eligible for renewal.

APPLICANTS' REQUEST

John E. and Carolyn S. Wenger wish to add parcel 121-(A)- L84 to the Spring Creek Agricultural and Forestal District. The applicants plan to accept an adjacent land transfer of a portion of parcel 121-(A)- L85, which is already part of the Spring Creek AFD. The conditions of the Spring Creek AFD require a parcel to be entirely within the district. In order for this transfer to occur, both parcels must be wholly in or wholly out of the AFD.

AFD ADVISORY COMMITTEE RECOMMENDATION: Approve
April 12, 2013

The Agricultural and Forestal District Advisory Committee convened on April 12, 2013 to evaluate this request. The committee unanimously recommended adding this parcel to the Spring Creek AFD.

PLANNING COMMISSION RECOMMENDATION: Approve
May 7, 2013

The Commission concurred with the Committee and recommended approval of the application by a vote of 3-0.

#082

Rockingham County Agricultural and Forestal District

Addition of Property

Name of Agricultural & Forestal District: SPRING CREEK

Owner(s) of Property: JOHN E. WENGER JR.

CAROLYN S. WENGER.

Address of Owner(s): 4908 SWOPE RD

DAYTON VA. 22821

Telephone Number(s): 540-879-9724

Tax Map Number(s): 121-(A)-L84

Total Acreage: 63.84

Adjoining landowners, tax map numbers, and addresses:
(List here and on the back of this sheet.)

Landowner Name(s)	Tax Map Number	Address
<u>SHERILL WRIGHT</u>	<u>121-(A)L83A</u>	<u>6585 THOMAS SPRING RD BRIDGEWATER VA 22812</u>
<u>CARL WITMER</u>	<u>121-(A)L83</u>	<u>6462 THOMAS SPRING RD. BRIDGEWATER VA 22812</u>
<u>CHARLES WRIGHT</u>	<u>121-(A)-L 81A-82A-82</u>	<u>6441 THOMAS SPRING RD BRIDGEWATER VA 22812</u>
<u>WILLIAM MEYERHOEFFER</u>	<u>121(A)-L84E</u>	<u>6393 THOMAS SPRING RD BRIDGEWATER VA 22812</u>
<u>STEVEN SHOWALTER</u>	<u>121-(A)-L84A</u>	<u>6263 THOMAS SPRING RD BRIDGEWATER VA 22812</u>
<u>DAVID + PAULA SHOWALTER</u>	<u>121(A)-L79</u>	<u>2709 N. RIVER RD BRIDGEWATER VA 22812</u>

I (We) agree to comply with all conditions of the subject Agricultural and Forestal District. All owners must sign.

John E. Wenger Jr
Owner's Signature

April 2, 2013
Date

Carolyn S. Wenger
Owner's Signature

Apr. 2, 2013
Date

Spice M. Dodrill
Witness' Signature

April 2, 2013
Date



COUNTY of ROCKINGHAM

Department of Community Development

William L. Vaughn
Director

April 16, 2013

To Rockingham County Adjacent Landowner:

We are notifying you of a request adjacent to your property, filed by:

John E Wenger Jr. and Carolyn S Wenger
PLAFP20130000082

The request is to add parcel 121-(A)- L84, a total of 63.84 acres, to the Spring Creek Agricultural and Forestal District. Located at the southwest corner of Thomas Spring Rd (748) and Wright Ln (870) and extending south to the North River, this parcel lies in Election District 4 and is designated as Agricultural Reserve in the Comprehensive Plan.

This office and other departments and agencies will be studying this application during the next several weeks in order to collect any pertinent information about the property and the request. If you, as an owner of nearby land, know of any characteristics of the area that you want to bring to our attention, we would like to know prior to the hearing.

Hearings are scheduled before the Planning Commission on May 07, 2013, at 6:30 P.M. and before the Board of Supervisors on May 22, 2013 at 7:00 P.M., in the Board of Supervisors Meeting Room, County Administration Center, 20 East Gay Street, Harrisonburg, VA 22802.

If you have any questions or comments, you may visit or call this office at (540) 564-3033, or you may forward remarks to the office.

Sincerely,

Rhonda H. Cooper
Director of Planning

Enclosures: Location map
Planning Commission procedures
Board of Supervisors procedures

AFFIDAVIT

I, James May, affirm that I have mailed notices to the following people for a rezoning application requested by:

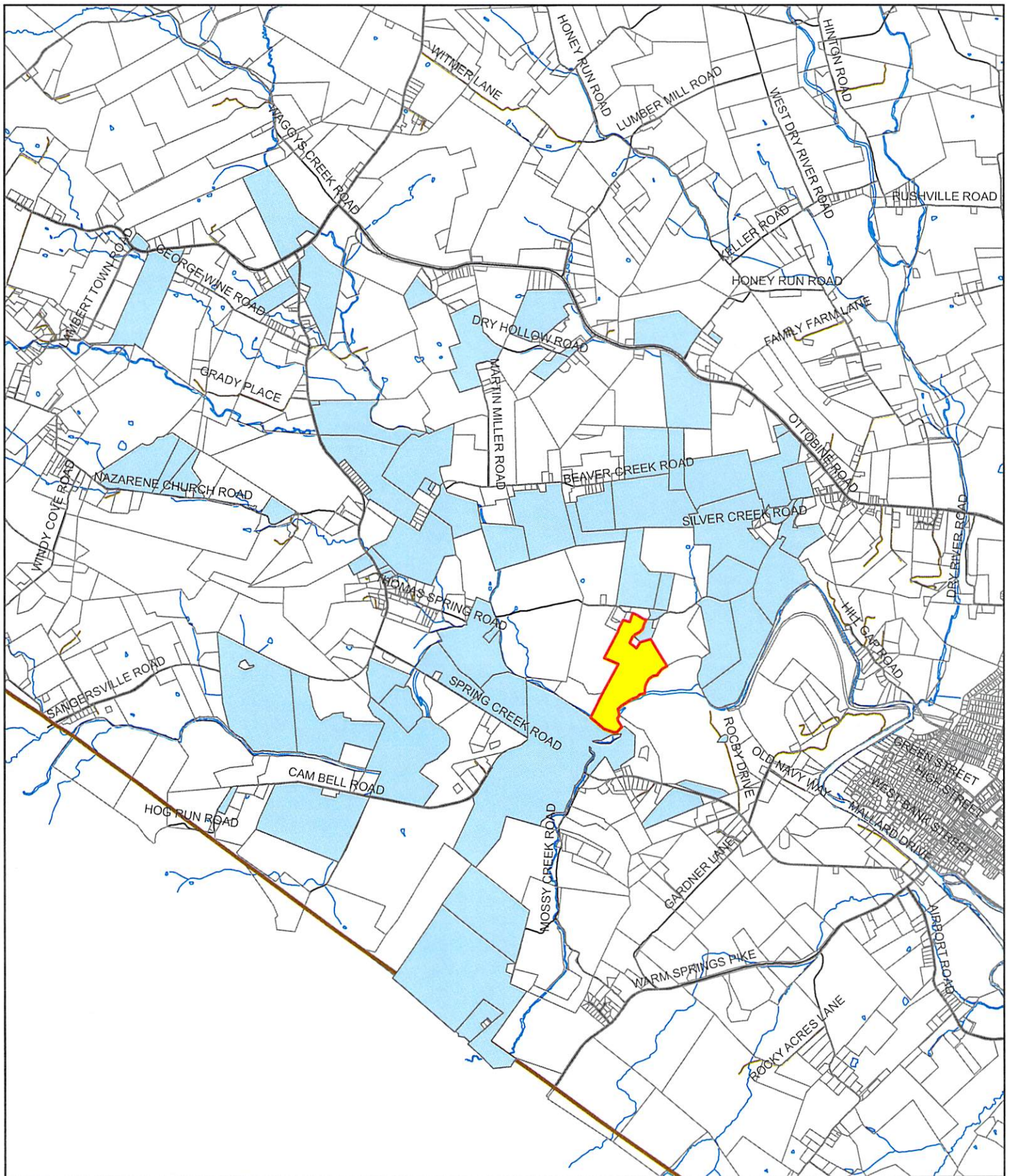
John E Wenger Jr. and Carolyn S. Wenger
4908 Swope Rd
Dayton, VA 22821

AFP13-082					
Name	Address	City	State	Zip	Tax Map Number
Sherrill Wright	6585 Thomas Spring Rd	Bridgewater	VA	22812	121-(A)- L83A
Carl Witmer	6462 Thomas Spring Rd	Bridgewater	VA	22812	121-(A)- L83
Charles Wright	6441 Thomas Spring Rd	Bridgewater	VA	22812	121-(A)- L81A, 121-(A)- L82, 121-(A)- L82A
William Meyerhoeffer	6393 Thomas Spring Rd	Bridgewater	VA	22812	121-(A)- L84E
Steven Showalter	6263 Thomas Spring Rd	Bridgewater	VA	22812	121-(A)- L84A
David & Paula Showalter	2709 N. River Rd	Bridgewater	VA	22812	121-(A)- L79

Affidavit: 

Signed and acknowledged by James May in the County of Rockingham, Virginia, on the 30th day of April 2013, in the presence of the undersigned witness.

Witness: 



Spring Creek Ag-Forestal District

Key to Features	
Ag-Forestal Districts	Property Lines
Spring Creek	County Boundary
Proposed Additions	Road Centerlines
IN	State Roads
	Private Lanes
	Water Features



2,500 1,250 0 2,500 Feet



DIVISION 5. - SPRING CREEK AGRICULTURAL-FORESTAL DISTRICT

Sec. 17-243. - Creation of district.

Sec. 17-244. - Description of district.

Sec. 17-245. - Conditions of district.

Sec. 17-246. - Term and review of district.

Sec. 17-243. - Creation of district.

Pursuant to the Agricultural and Forestal Districts Act of the Commonwealth of Virginia, the Spring Creek Agricultural-Forestal District (hereinafter referred to as district) is hereby created subject to the conditions and district term set forth in this division and as otherwise provided by §§ 15.2-4300 through 15.2-4314 of the Code of Virginia, mutatis mutandis, the provisions of which, except as specifically modified herein, are adopted and incorporated herein by reference.

Sec. 17-244. - Description of district.

The Spring Creek Agricultural and Forestal District shall consist of the following land:

Seventy-five parcels comprising ~~2,712~~ two thousand nine hundred ninety and seventy-five one-hundredths (2990.75) acres, more or less, generally located south of Ottobine, west of the Town of Bridgewater, east of Windy Cove Road (Route 755), and north of the Augusta County line, which includes the parcels, shown on the county real estate maps, as of the effective date of this district, numbered as:

104 (A) 88, 104 (A) 121, 104 (A) 126, 104 (A) 129, 105 (A) 88, 105 (A) 91A, 105 (A) 103, 105 (A) 111, 105 (A) 111B, 105 (A) 113, 105 (A) 181B, 105 (A) 189C, 105 (A) 189D, 120 (1) 1, 120 (1) 2, 120 (1) 3, 120 (1) 4, 120 (1) 5, 120 (A) 59, 120 (A) 65, 120 (A) 69, 121 (1) 1, 121 (1) 2, 121 (A) 1, 121 (A) 1A, 121 (A) 2, 121 (A) 4, 121 (A) 5, 121 (A) 9, 121 (A) 15, 121 (A) 24, 121 (A) 24A, 121 (A) 24B, 121 (A) 32, 121 (A) 36, 121 (A) 36A, 121 (A) 38H, 121 (A) 39A, 121 (A) 40, 121 (A) 41, 121 (A) 42, 121 (A) 43A, 121 (A) 45, 121 (A) 50A, 121 (A) 52, 121 (A) 54B, 121 (A) 61A, 121 (A) 66A, 121 (A) 70, 121 (A) 71, 121 (A) 73, 121 (A) 74, 121 (A) 75, 121 (A) 75B, 121 (A) 76A, 121 (A) 77, ~~121 (A) 78~~, 121 (A) 84A, 121 (A) 84D, 121 (A) 85A, 121 (A) 96, 121A (1) 12, 122 (A) 3, 122 (A) 4, 122 (A) 11A, 122 (A) 20A, 122 (A) 21, 122 (A) 25A, 122 (A) 26, 122 (A) 26A, 122 (A) 27, 122 (A) 29, 135 (A) 1, 135 (A) 2, and 135 (A) 20.

Sec. 17-245. - Conditions of district.

The Spring Creek Agricultural and Forestal District shall comply with the following conditions:

- (1) District landowners recognize that some of the land parcels included in the district may be in the designated growth areas of the Town of Bridgewater or the county, as indicated in the Comprehensive Plans of Bridgewater and of the county; or in the agreements defining annexation rights between the county and the Town of Bridgewater. Also, some parcels may be within the Harrisonburg Area Transportation Study plan area.
- (2) The Spring Creek Agricultural and Forestal District shall comply with chapter 16 (Subdivision of Land) of the County Code and with Sections 15.2-4300 through 15.2-4314 (Agricultural and Forestal Districts Act) of the Code of Virginia.
- (3) Parcels of land owned by sole owners, co-owners, partnerships, trusts, corporations, or limited liability companies shall be eligible for inclusion in this Agricultural and Forestal District as long as all owners, or their designated representatives, sign the application indicating their desire that the parcel be included in the district.

- (4) Any new nonagricultural or nonforestal uses and/or buildings, including dwellings, shall be in compliance with the following:
 - a. The uses shall be located on property where there is an ongoing agricultural or forestal operation that qualifies for land use taxation.
 - b. The use shall be permitted to operate only as long as the agricultural or forestal operation continues on the property.
 - c. Construction of a dwelling shall be for: (1) persons who earn a substantial part of their livelihood from agricultural or forestal operations on the same property, or (2) members of the immediate family of the owner. The uses shall be located on property where there is an ongoing agricultural or forestal operation that qualifies for land use taxation.
 - d. Construction of community churches, with or without adjunctive cemeteries and/or church-related private schools shall be permitted. Land for this purpose may be transferred by gift or purchase from district landowners.
- (5) Parcels of land (as now defined on the county real estate maps) within the district may be sold to a nonfamily member during the term of district status. However, the parcel under new ownership shall remain in district status at least until the time of the next scheduled district renewal.
- (6) Land within the district may be subdivided by purchase or gift to immediate family members in compliance with § 16-9(c) of the County Code. However, this subdivision shall remain in district status for at least as long as the parent parcel remains in the district.
- (7) All included tracts shall be shown as separate parcels on the county real estate maps.

Sec. 17-246. - Term and review of district.

The district shall be in effect for ten (10) years, from January 27, 2010, to January 27, 2020. A review of the district, including any additions to the district, may be made by the board of supervisors as provided by, and in accordance with Sections 15.2-4309 through 15.2-4312 of the Code of Virginia.



Community Development Agricultural and Forestal District Addition

AFD Advisory Committee
April 12, 2013

Planning Commission
May 7, 2013

Board of Supervisors
May 22, 2013

Request of Riverdale Old Order Mennonite Church
To Add 3.24 Acres
To Dry River Agricultural and Forestal District

LOCATION

The addition consists of 3.24 acres located west of West Dry River Rd (738) and 0.4 miles south of Honey Run Rd (743). Dry River Agricultural and Forestal District is in effect until January 27, 2020, at which time the AFD is eligible for renewal.

APPLICANTS' REQUEST

Riverdale Old Order Mennonite Church wishes to add parcels 106-(A)- L62A, 106-(A)- L62D, 106-(A)- L62F, 106-(A)- L63A, and 106-(A)- L63B to the Dry River Agricultural and Forestal District. The applicants plan to accept an adjacent land transfer of a portion of parcel 106-(A)- L53, which is already part of the Dry River AFD, and combine it with parcel 106-(A)- L63A. The conditions of the Dry River AFD require a parcel to be entirely within the district. In order for this transfer to occur, both parcels must be wholly in or wholly out of the AFD. The applicants have opted to add all of the parcels in this region to the Dry River AFD.

AFD ADVISORY COMMITTEE RECOMMENDATION: Approve
April 12, 2013

The Agricultural and Forestal District Advisory Committee convened on April 12, 2013 to evaluate this request. The committee unanimously recommended adding this parcel to the Dry River AFD.

PLANNING COMMISSION RECOMMENDATION: Approve
May 7, 2013

The Commission concurred with the Committee and recommended approval of the application by a vote of 3-0.

**Rockingham County
Agricultural and Forestal District**

Addition of Property

Name of Agricultural & Forestal District: Dry River

Owner(s) of Property: Riverdale Old Order Mennonite Church

Address of Owner(s): c/o Marvin Showalter: 6347 W. Dry River Rd., Dayton, VA 22821

c/o Joseph Beery: 2542 Harness Shop Rd., Dayton, VA 22821

Telephone Number(s): 867-0654 (Aaron Beery)

Tax Map Number(s): 106-(A)-63B; 106-(A)-62F; 106-(A)-62A; 106-(A)-62D & 106-(A)-63A

Total Acreage: 3.24

Adjoining landowners, tax map numbers, and addresses:
(List here and on the back of this sheet.)

Landowner Name(s)	Tax Map Number	Address
<u>Alvin D. Rhodes & Elizabeth F. Rhodes</u>	<u>106-(A)-53</u>	<u>8026 Family Farm Ln., Dayton, VA 22821</u>
<u>Valley Structures Inc</u>	<u>106-(A)-63</u>	<u>5792 W. Dry River Rd., Dayton, VA 22821</u>
<u>Angela S. Andrews</u>	<u>106-(A)-66</u>	<u>5791 W. Dry River Rd., Dayton, VA 22821</u>
<u>Elsie T. Hyde Life Estate, Thomas I. Hyde, Jr., Virginia Dansie</u>	<u>106-(A)-68</u>	<u>5897 W. Dry River Rd., Dayton, VA 22821</u>
<u>Norman R. Showalter & Grace V. Showalter, Trustees, Showalter Family Revocable Living Trust</u>	<u>106-(A)-62B</u>	<u>6505 W. Dry River Rd., Dayton, VA 22821</u>
<u>Gary E. Simmons & Pennie B. Simmons</u>	<u>106-(A)-62C</u>	<u>5824 W. Dry River Rd., Dayton, VA 22821</u>

I (We) agree to comply with all conditions of the subject Agricultural and Forestal District. All owners must sign.

Owner's Signature

Aaron J Beery - Deacon

Owner's Signature

Willie C Showalter

Witness' Signature

Date

4-9-13

Date

4/9/13

Date

April 17, 2013

To whom it may concern:

We hereby authorize Aaron Beery to sign the application form for Rockingham County to include the River Dale Old Order Mennonite church in the Dry River Ag- Forestal

Dwight E. Knively

Sheldon E. Beery

Dan S. Knively

Sheldon Rhodes

Raymond God

Harold E. Shank





COUNTY of ROCKINGHAM

Department of Community Development

William L. Vaughn
Director

April 16, 2013

To Rockingham County Adjacent Landowner:

We are notifying you of a request adjacent to your property, filed by:

Riverdale Old Order Mennonite Church
PLAFP20130000089

The request is to add parcel 106-(A)- L63B, parcel 106-(A)- L62F, parcel 106-(A)- L62A, parcel 106-(A)- L62D, and parcel 106-(A)- L63A, a total of 3.24 acres, to the Dry River Agricultural and Forestal District. Located west of West Dry River Rd (738) and 0.4 miles south of Honey Run Rd (743) these parcels lie in Election District 2 and are designated as Agricultural Reserve in the Comprehensive Plan.

This office and other departments and agencies will be studying this application during the next several weeks in order to collect any pertinent information about the property and the request. If you, as an owner of nearby land, know of any characteristics of the area that you want to bring to our attention, we would like to know prior to the hearing.

Hearings are scheduled before the Planning Commission on May 07, 2013, at 6:30 P.M. and before the Board of Supervisors on May 22, 2013 at 7:00 P.M., in the Board of Supervisors Meeting Room, County Administration Center, 20 East Gay Street, Harrisonburg, VA 22802.

If you have any questions or comments, you may visit or call this office at (540) 564-3033, or you may forward remarks to the office.

Sincerely,

Rhonda H. Cooper
Director of Planning

Enclosures: Location map
Planning Commission procedures
Board of Supervisors procedures

AFFIDAVIT

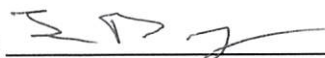
I, James May, affirm that I have mailed notices to the following people for a rezoning application requested by:

Riverdale Old Order Mennonite Church
5804 W. Dry River Rd.
Dayton, VA 22821

AFP13-089

Name	Address	City	State	Zip	Tax Map Number
Alvin D. Rhodes & Elizabeth F. Rhodes	8026 Family Farm Ln.	Dayton	VA	22821	106-(A)- L53
Valley Structures, Inc.	5792 W. Dry River Rd.	Dayton	VA	22821	106-(A)- L63
Angela S. Andrews	5791 W. Dry River Rd.	Dayton	VA	22821	106-(A)- L66
Elsie T. Hyde Life Estate, Thomas I. Hyde, Jr., & Virginia Dansie	5897 W. Dry River Rd.	Dayton	VA	22821	106-(A)- L68
Norman R. Showalter & Grace V. Showalter, Trustees, Showalter Family Revocable Living Trust	6505 W. Dry River Rd.	Dayton	VA	2821	106-(A)- L62B
Gary E. Simmons & Pennie B. Simmons	5824 W. Dry River Rd.	Dayton	VA	22821	106-(A)- L62C

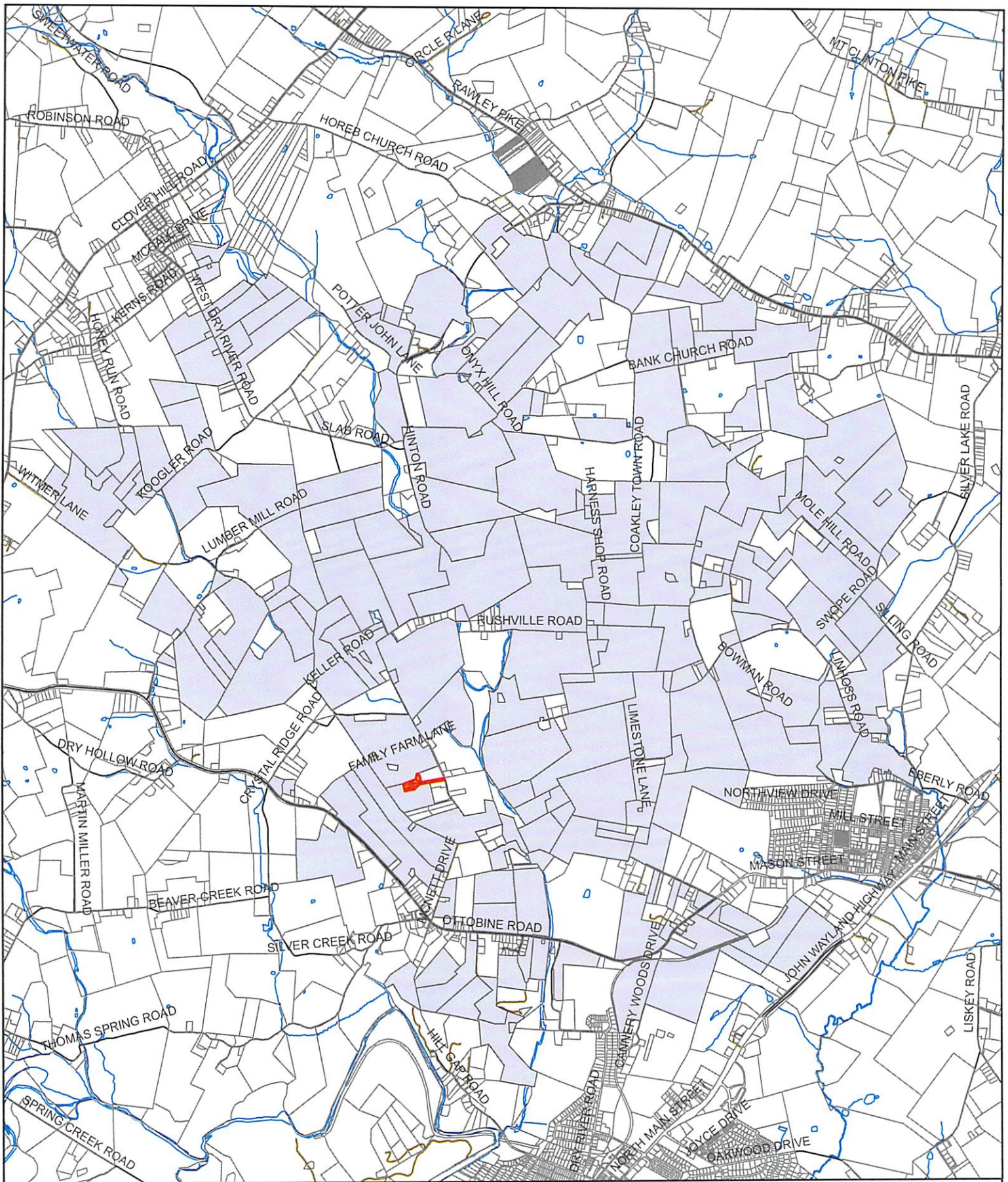
Affidavit:



Signed and acknowledged by James May in the County of Rockingham, Virginia, on the 30th day of April 2013, in the presence of the undersigned witness.

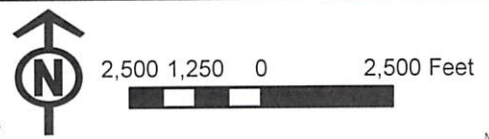
Witness:





Dry River **Ag-Forestal District**

Key to Features			
Ag-Forestal Districts	Property Lines	Road Centerlines	State Roads
Dry River		Private Lanes	Water Features
Proposed Additions			
IN			



DIVISION 4. - DRY RIVER AGRICULTURAL-FORESTAL DISTRICT

Sec. 17-239. - Creation of district.

Sec. 17-240. - Description of district.

Sec. 17-241. - Conditions of district.

Sec. 17-242. - Term and review of district.

Sec. 17-239. - Creation of district.

Pursuant to the Agricultural and Forestal Districts Act of the Commonwealth of Virginia, the Dry River Agricultural-Forestal District (hereinafter referred to as district) is hereby created subject to the conditions and district term set forth in this division and as otherwise provided by §§ 15.2-4300 through 15.2-4314 of the Code of Virginia, mutatis mutandis, the provisions of which, except as specifically modified herein, are adopted and incorporated herein by reference.

Sec. 17-240. - Description of district.

The Dry River Agricultural and Forestal District shall consist of the following land:

Two hundred fifty-four (254) parcels comprising six thousand six hundred seventy-three and eight tenths (6673.8) ~~6,384~~ acres, more or less, generally located south of Hinton, west of John Wayland Highway (Rt. 42), east of Ottobine, and north of the Town of Bridgewater, which includes the parcels shown on Rockingham County Real Estate Maps, as of the effective date of this district, numbered as:

90 (A) 128, 90 (A) 135, 90 (A) 136, 90 (A) 137, 91 (8) 1, 91 (8) 1A, 91 (8) 2, 91 (8) 3, 91 (A) 69, 91 (A) 71, 91 (A) 81, 91 (A) 214A, 104 (2) 1, 104 (A) 149A, 104 (A) 149C, 104 (A) 152, 105 (2) 1, 105 (2) 2, 105 (A) 51, 105 (A) 65A, 105 (A) 66, 105 (A) 67, 105 (A) 69, 105 (A) 70, 105 (A) 71, 105 (A) 72, 105 (A) 74, 105 (A) 76, 105 (A) 82D, 105 (A) 121, 105 (A) 122, 105 (A) 148, 105 (A) 149, 105 (A) 149A, 105 (A) 150, 105 (A) 150A, 105 (A) 151, 105 (A) 152, 105 (A) 153, 105 (A) 154, 105 (A) 155, 105 (A) 156, 105 (A) 164, 105 (A) 165, 105 (A) 167, 105 (A) 169, 105 (A) 171, 105 (A) 172A, 105 (A) 172B1, 105 (A) 172C, 105 (A) 173, 105 (A) 173A, 105 (A) 175, 105 (A) 176, 105 (A) 177, 105 (A) 178A, 105 (A) 178B, 105 (A) 183F, 105 (A) 189B, 105 (A) 190, 105 (A) 191, 106 (1) 1, 106 (1) 2, 106 (1) 2B, 106 (1) 2B1, 106 (A) 2A, 106 (A) 3, 106 (A) 4, 106 (A) 6, 106 (A) 10, 106 (A) 17, 106 (A) 18, 106 (A) 21, 106 (A) 25, 106 (A) 25A, 106 (A) 27, 106 (A) 28, 106 (A) 30, 106 (A) 31, 106 (A) 32, 106 (A) 33, 106 (A) 34A, 106 (A) 35, 106 (A) 35A, 106 (A) 36, 106 (A) 37, 106 (A) 45, 106 (A) 46, 106 (A) 46B, 106 (A) 47, 106 (A) 47A, 106 (A) 49, 106 (A) 49A, 106 (A) 52A1, 106 (A) 53, 106 (A) 62A, 106 (A) 62B, 106 (A) 62D, 106 (A) 62F, 106 (A) 63A, 106 (A) 63B, 106 (A) 69, 106 (A) 70, 106 (A) 70A, 106 (A) 71, 106 (A) 72, 106 (A) 73, 106 (A) 74, 106 (A) 75, 106 (A) 76, 106 (A) 80, 106 (A) 80A, 106 (A) 80B, 106 (A) 81, 106 (A) 82, 106 (A) 91, 106 (A) 92, 106 (A) 93, 106 (A) 94, 106 (A) 95, 106 (A) 96, 106 (A) 97, 106 (A) 98, 106 (A) 98A, 106 (A) 99A, 106 (A) 101, 106 (A) 101A, 106 (A) 105, 106 (A) 107, 106 (A) 108, 106 (A) 120, 106 (A) 121, 106 (A) 124, 106 (A) 127, 106 (A) 127B, 106 (A) 128A, 106 (A) 129, 106 (A) 129A, 106 (A) 130, 106 (A) 132, 106 (A) 132A, 106 (A) 133, 106 (A) 134, 106 (A) 136, 106 (A) 136B, 106 (A) 137, 106 (A) 140, 106 (A) 141, 106 (A) 141A, 106 (A) 142, 106 (A) 144, 106 (A) 146, 106 (A) 147, 106 (A) 148, 106 (A) 149, 106 (A) 149B, 106 (A) 150A, 106 (A) 151, 106 (A) 152, 106 (A) 153, 107 (A) 2A6, 107 (A) 82, 107 (A) 83, 107 (A) 85, 107 (A) 86, 107 (A) 88, 107 (A) 88B, 107 (A) 90, 107 (A) 91, 107 (A) 91, 107 (A) 92, 107 (A) 95, 107 (A) 96, 107 (A) 98, 107 (A) 100, 107 (A) 102, 107 (A) 103, 107 (A) 104C, 107 (A) 105, 107 (A) 106, 107 (A) 107, 107 (A) 108, 107 (A) 109, 107 (A) 112, 107 (A) 116, 107 (A) 117, 107 (A) 118, 107 (A) 122A1, 107 (A) 122C, 107 (A) 123A, 107 (A) 130B, 107 (A) 131, 107 (A) 133A, 107 (A) 144, 107 (A) 144B, 107 (A) 149, 107 (A) 150, 122 (4) 1, 122 (4) 1A, 122 (4) 2, 122 (4) 3A, 122 (4) 4B, 122 (4) 5, 122 (5) 1, 122 (5) 2, 122 (5) 3, 122 (A) 1, 122 (A) 1C, 122 (A) 28, 122 (A) 33, 122 (A) 34A, 122 (A) 77, 122 (A) 78, 122 (A) 80, 122 (A) 85, 122 (A) 85A, 122 (A) 85B, 122 (A) 87, 122 (A) 88, 122 (A) 94B, 122 (A) 94B1,

122 (A) 94B2, 122 (A) 98, 122 (A) 104, 122 (A) 107A, 122 (A) 107B, 122 (A) 109, 122 (A) 110, 122 (A) 111, 122 (A) 114, 122 (A) 132, 122 (A) 133, 122 (A) 134, 122 (A) 136, 122 (A) 137, 122 (A) 142, 122 (A) 144, 122 (A) 144A1, 122 (A) 144A2, 122 (A) 145, 122 (A) 145A, 122 (A) 145C, 122 (A) 147A, 122 (A) 148, 122 (A) 148A, 122 (A) 149, 122 (A) 150, 123 (1) 1, 123 (1) 1B, 123 (1) 2C, 123 (A) 8, 123 (A) 8A, 123 (A) 23C1, and 123 (A) 24.

Sec. 17-241. - Conditions of district.

The Dry River Agricultural and Forestal District shall comply with the following conditions:

- (1) District landowners recognize that some of the land parcels included in the district may be in the Town of Dayton; or in the designated growth areas of Dayton, Bridgewater, or the county, as indicated in the comprehensive plans of both towns and of the county; or in the agreements defining annexation rights between the county and the Towns of Dayton and Bridgewater. Also, some parcels may be within the Harrisonburg Area Transportation Study plan area.
- (2) The Dry River Agricultural-Forestal District shall comply with chapter 16 (Subdivision of Land) of the Code of the County and with Sections 15.2-4300 through 15.2-4314 (Agricultural and Forestal Districts Act) of the Code of Virginia.
- (3) Parcels of land owned by sole owners, co-owners, partnerships, trusts, corporations, or limited liability companies shall be eligible for inclusion in this agricultural-forestal district as long as all owners, or their designated representatives, sign the application indicating their desire that the parcel be included in the district.
- (4) Any new nonagricultural or nonforestal uses and/or buildings, including dwellings, shall be in compliance with the following:
 - a. The uses shall be located on property where there is an ongoing agricultural or forestal operation that qualifies for land use taxation.
 - b. The use shall be permitted to operate only as long as the agricultural or forestal operation continues on the property.
 - c. Construction of a dwelling shall be for: (1) persons who earn a substantial part of their livelihood from agricultural or forestal operations on the same property, or (2) members of the immediate family of the owner.
 - d. Construction of community churches, with or without adjunctive cemeteries and/or church-related private schools shall be permitted. Land for this purpose may be transferred by gift or purchase from district landowners.
- (5) Parcels of land (as now defined on the Rockingham County real estate maps) within the district may be sold to a nonfamily member during the term of district status. However, the parcel under new ownership shall remain in district status at least until the time of the next scheduled district renewal.
- (6) Land within the district may be subdivided by purchase or gift to immediate family members in compliance with subsection 16-9(c) of the County Code. However, this subdivision shall remain in district status for at least as long as the parent parcel remains in the district.
- (7) All included tracts shall be shown as separate parcels on the county real estate maps.

Sec. 17-242. - Term and review of district.

The district shall be in effect for ten (10) years, from January 27, 2010, to January 27, 2020. A review of the district, including any additions to the district, may be made by the board of supervisors as provided by, and in accordance with Sections 15.2-4309 through 15.2-4312 of the Code of Virginia.

**Public Notice
Rockingham County
Our Community Place**

The Rockingham County Board of Supervisors will hold a public hearing at the Administration Center, 20 East Gay Street, Harrisonburg, Virginia, at 7 p.m. on May 22, 2013 to receive comments on the following proposed new ordinance:

An ordinance to exempt from local taxation pursuant to Virginia Code Section 58.1-3651 the real and personal property of Our Community Place. Real property owned by Our Community Place is assessed at \$438,300, resulting in annual tax revenue of \$2,629.80. Personal property taxes currently generate \$27.70 annually.

The proposed ordinance is available for review in the Office of the County Administrator, 20 East Gay Street, Harrisonburg, Virginia and on the County's website: www.rockinghamcountyva.gov . If you have questions regarding this proposal, please call 540-564-3027.

Rockingham County Board of Supervisors

Please publish in the Legal Notices section on May 14, 2013 and May 21, 2013 and provide proof of publication to Karrie Alley, Deputy Clerk, Rockingham County Administrator's Office, 20 East Gay Street, Harrisonburg, VA 22802. Phone: 540.564.3012.

SECTION 7 – 76.8
OF THE CODE OF ORDINANCES
OF
ROCKINGHAM COUNTY, VIRGINIA

BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF ROCKINGHAM COUNTY, VIRGINIA:

That Section 7 – 76.8 be enacted as follows:

Section 7-76.8. The property, real and personal, of Our Community Place shall be exempt from taxation as property used for the benevolent purpose of establishing and operating a working farm that benefits individuals from the Rockingham County community who are homeless, struggling with drugs or alcohol, or similar difficulties, providing an opportunity for such individuals to live in a Christian community, working, learning job skills, practicing family-style conflict resolution, and participating in rehabilitative meetings such as Alcoholics Anonymous. This exemption shall continue contingent upon the continued use of the property as set forth in this ordinance and in the organizational documents of Our Community Place and its IRS Form 1023, Application for Recognition of Exemption. Our Community Place shall notify the Board of Supervisors of any change to the use of the property, to its organizational documents, or changes that would require modification to any response in its Form 1023.

This ordinance shall be effective from the 1st day of January, 2013.

[CONTINUED ON THE NEXT PAGE]

ROCKINGHAM COUNTY ORDINANCE SECTION 7 – 76.8 CONTINUED:

Adopted the _____ day of _____, 2013.

Aye

Nay

Abstain

Absent

Supervisor Cuevas
District One

Supervisor Eberly
District Two

Supervisor Floyd
District Three

Supervisor Kyger
District Four

Supervisor Breeden
District Five

Chairman of the Board of Supervisors

ATTESTE:

Clerk